
From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Tuesday, January 29, 2019 10:06 AM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ // Jussie Smollett — URGENT

Hi Tandra,

I'm so sorry to bother you but I'm reaching out because we are being told that EMPIRE actor Jussie Smollett was attacked this morning in a possible hate crime in Chicago. Is the state's attorney's office aware of this? Can you confirm this is correct? Please let me know. Thank you so much.

Best,
Sean

Sent from my iPhone

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, January 29, 2019 10:29 AM
To: Mandell, Sean (*IC)
Subject: Re: TMZ // Jussie Smollett — URGENT

Hi Sean,

I don't have any info on this; try contacting the Chicago Police Dept. at 312-745-6110 or email nwsaffr@chicagopolice.org

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Sent from my iPhone

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Tuesday, January 29, 2019 10:38 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ // Jussie Smollett — URGENT

Thank you, Tandra. At what point would the State's Attorney's office become involved in this? If police refer a case?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, January 29, 2019 8:29 AM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Subject: Re: TMZ // Jussie Smollett — URGENT

[CAUTION]

This email originated outside Warner Bros.

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Sent from my iPhone

From: sao media (States Attorney)
Sent: Tuesday, January 29, 2019 2:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fw: Media Request

From: Josh McGhee <jmcghee@chicagoreporter.com>
Sent: Tuesday, January 29, 2019 2:37 PM
To: sao media (States Attorney)
Subject: Media Request

Hey Tandra,

After this incident with Empire's Jussie Smollet, I was hoping to take a slightly deeper look at hate crime investigations in Chicago. Would you have time to chat about any initiatives Ms. Foxx's position on prosecuting hate crimes at this time? And what that means for a CPD where a majority of the reported hate crime incidents are from white men? Any chance you'd have some time today?

Thanks

Josh McGhee
Investigative Reporter
Office: (312) 673-3850
Cell: (708) 469-9649
Twitter: @theVoiceofJosh

From: sao media (States Attorney)
Sent: Tuesday, January 29, 2019 4:39 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fw: Jussie Smollett / checking

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Tuesday, January 29, 2019 4:19 PM
To: sao media (States Attorney)
Subject: Jussie Smollett / checking

Good Afternoon:

Checking in whether your office received anything related to the Chicago Police/FBI investigation into threats to Jussie Smollett received at the FOX studio in Chicago this month.

Chicago PD tells us it's been passed onto the FBI. Is your office aware of the mailed threat?

We are reaching out to the U.S. attorney as well considering this is a possible hate crime.

Thank you!

Stephanie Wash
Coordinating Producer | ABC News
47 W 66 St, NY, NY 10023
Office: 212.456.2353 | Cell: 917.993.4296
Twitter: [@washnews](https://twitter.com/washnews)

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, January 29, 2019 4:40 PM
To: KIERA ELLIS (States Attorney)
Subject: Fw: Jussie Smollett / checking

FYI -

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Twitter: [@washnews](https://twitter.com/washnews)

From: ALEX BLACK (States Attorney)
Sent: Wednesday, January 30, 2019 9:50 AM
To: KIMBERLY FOXX (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: Connect re: Jussie Smollett attack

Please see below.

From: Scott Roberts <sroberts@colorofchange.org>
Sent: Wednesday, January 30, 2019 9:38 AM
To: ALEX BLACK (States Attorney)
Cc: Clarise McCants; Kristen Porter
Subject: Connect re: Jussie Smollett attack

Hi Alex,

We're reaching out to connect with the States Attorney regarding the racist and homophobic attack that left actor/activist Jussie Smollett in the hospital yesterday. This attack is personal for us: Jussie has been a powerful advocate for marginalized communities--but the attack also represents a rising trend of hate crimes in this country. We would like to speak soon with States Attorney Foxx about how her office is responding to the attack and are interested to know if/when an investigation will be announced.

Any help you can provide in helping us set up a time to connect over phone would be greatly appreciated. I'm cc'ing Kristen Porter here who can help with setting up a time on our end.

Thank you,

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Scott Roberts
Senior Criminal Justice Campaigns Director
Color of Change

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, January 30, 2019 9:56 AM
To: ALEX BLACK (States Attorney); KIMBERLY FOXX (States Attorney)
Subject: Re: Connect re: Jussie Smollett attack

Thanks. I'll reach out.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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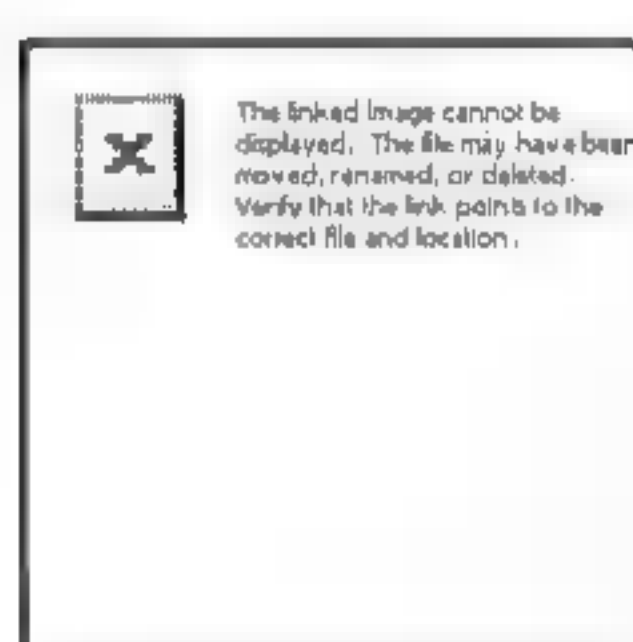
Scott Roberts
Senior Criminal Justice Campaigns Director
Color of Change

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, January 30, 2019 11:11 AM
To: sroberts@colorofchange.org
Subject: Contact re: Jussie Smollett attack

Hi Scott,

I'm reaching out on behalf of State's Attorney Kim Foxx. Do you have time to chat?

Kiera



Kiera S. Ellis
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From: Scott Roberts <sroberts@colorofchange.org>
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To: KIERA ELLIS (States Attorney); Clarise McCants; Kristen Porter
Subject: Re: Contact re: Jussie Smollett attack

Hi Kiera,

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Scott Roberts
Senior Criminal Justice Campaigns Director
Color of Change

From: KIERA ELLIS (States Attorney)
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To: Scott Roberts; Clarise McCants; Kristen Porter
Subject: Re: Contact re: Jussie Smollett attack

My day is open as the office is closed due to the subzero temperatures.

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To: KIERA ELLIS (States Attorney); Clarise McCants; Kristen Porter
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Kristen Porter
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From: KIERA ELLIS (States Attorney)
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Subject: Re: Contact re: Jussie Smollett attack

This is Kiera, the State's Attorney's Director of External Affairs. I'm looking to chat with Scott on her behalf today.

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Sent: Wednesday, January 30, 2019 11:28:37 AM
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Are you available for a call at 1PM ET today?

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****Kiera**** Sorry about that.

Are you available for a call at 1PM ET today?

On Wed, Jan 30, 2019 at 12:30 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
This is Kiera, the State's Attorney's Director of External Affairs. I'm looking to chat with Scott on her behalf today.

From: Kristen Porter <kristen.porter@colorofchange.org>
Sent: Wednesday, January 30, 2019 11:28:37 AM
To: KIERA ELLIS (States Attorney)
Cc: Scott Roberts; Clarise McCants
Subject: Re: Contact re: Jussie Smollett attack

Hi Kim,

Does 1:30PM ET today work for you?

On Wed, Jan 30, 2019 at 12:26 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
My day is open as the office is closed due to the subzero temperatures.

From: Scott Roberts <sroberts@colorofchange.org>
Sent: Wednesday, January 30, 2019 11:25:07 AM
To: KIERA ELLIS (States Attorney); Clarise McCants; Kristen Porter
Subject: Re: Contact re: Jussie Smollett attack

Hi Kiera,

Yes we'd like to find some time to chat. I'm looping in our Executive Assistant, Kristen, to help with finding a time.

On Wed, Jan 30, 2019 at 12:10 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Hi Scott,

I'm reaching out on behalf of State's Attorney Kim Foxx. Do you have time to chat?

Kiera

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

--

Scott Roberts
Senior Criminal Justice Campaigns Director
Color of Change

--

Kristen Porter
Executive Assistant, Criminal Justice
Color of Change
kristen.porter@colorofchange.org

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Executive Assistant, Criminal Justice
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Executive Assistant, Criminal Justice
Color of Change
kristen.porter@colorofchange.org

--

Kristen Porter
Executive Assistant, Criminal Justice
Color of Change
kristen.porter@colorofchange.org

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Wednesday, January 30, 2019 4:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ Inquiry // 1/30/19

Hi Tandra,

How are you? We made it to Wednesday! I just wanted to reach out to see if there are any updates re: the R. Kelly hotline and also the Jussie Smollett case. Has the State's Attorney's office become involved at all in the Smollett case? Are there any credible leads re: R. Kelly?

Thank you so much.

Best,
Sean

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, January 30, 2019 4:31 PM
To: Mandell, Sean (*IC)
Subject: Re: TMZ Inquiry // 1/30/19

No update re: R.Kelly and Smollet matter is a Chicago Police Department investigation- you should contact that agency for any updates. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Jan 30, 2019, at 4:23 PM, Mandell, Sean (*IC) <Sean.Mandell@tmz.com> wrote:

Hi Tandra,

How are you? We made it to Wednesday! I just wanted to reach out to see if there are any updates re: the R. Kelly hotline and also the Jussie Smollett case. Has the State's Attorney's office become involved at all in the Smollett case? Are there any credible leads re: R. Kelly?

Thank you so much.

Best,
Sean

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Wednesday, January 30, 2019 4:39 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Inquiry // 1/30/19

Thanks, Tandra. I wasn't sure if the Smollett case was something you might get involved with. We are in touch with Chicago PD.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, January 30, 2019 2:31 PM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Subject: Re: TMZ Inquiry // 1/30/19

[CAUTION]

This email originated outside Warner Bros.

No update re: R.Kelly and Smollett matter is a Chicago Police Department investigation- you should contact that agency for any updates. Thanks.

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Thank you so much.

Best,
Sean

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Thursday, February 07, 2019 11:11 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Inquiry // 1/30/19

Hi Tandra,

How are you? I wanted to touch base to see if there are any updates re: the R. Kelly hotline. Is the hotline still active? Is there any info available on the number of calls that have been received to date? And how many calls have been deemed credible tips?

Please let me know. Thank you so much!

Best,
Sean

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, January 30, 2019 2:31 PM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Subject: Re: TMZ Inquiry // 1/30/19

[CAUTION]

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Thank you so much.

Best,
Sean

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 07, 2019 11:20 AM
To: Mandell, Sean (*IC)
Subject: Re: TMZ Inquiry // 1/30/19

Hello -
We have no updates to report. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 7, 2019, at 11:11 AM, Mandell, Sean (*IC) <Sean.Mandell@tmz.com> wrote:

Hi Tandra,

How are you? I wanted to touch base to see if there are any updates re: the R. Kelly hotline. Is the hotline still active? Is there any info available on the number of calls that have been received to date? And how many calls have been deemed credible tips?

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Sean

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Sent: Wednesday, January 30, 2019 2:31 PM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
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Thank you so much.

Best,
Sean

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Thursday, February 07, 2019 11:21 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Inquiry // 1/30/19

Thank you so much, Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 7, 2019 9:20 AM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Subject: Re: TMZ Inquiry // 1/30/19

Hello -
We have no updates to report. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Thank you so much.

Best,
Sean

From: APRIL PERRY (States Attorney)
Sent: Wednesday, February 13, 2019 6:16 PM
To: JOSEPH MAGATS (States Attorney); KIMBERLY FOXX (States Attorney)
Cc: NICHOLAS TRUTENKO (States Attorney); LIAM REARDON (States Attorney); RISA LANIER (States Attorney); DIANN DOPPELT SHERIDAN (States Attorney); KIM WARD (States Attorney); LAURA AYALA-GONZALEZ (States Attorney); PETER LISUZZO (States Attorney)
Subject: State's Attorney Recusal

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.
Thanks,
April



April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov



From: APRIL PERRY (States Attorney)
Sent: Wednesday, February 13, 2019 6:16 PM
To: JOSEPH MAGATS (States Attorney); KIMBERLY FOXX (States Attorney)
(KIMBERLY.FOXX@cookcountyil.gov)
Cc: NICHOLAS TRUTENKO (States Attorney); LIAM REARDON (States Attorney); RISA
LANIER (States Attorney); DIANN DOPPELT SHERIDAN (States Attorney); KIM WARD
(States Attorney); LAURA AYALA-GONZALEZ (States Attorney); PETER LISUZZO (States
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Thanks,
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April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov



From: Lee, William <wlee@chicagotribune.com>
Sent: Thursday, February 14, 2019 1:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Are you in today?

Yep.

1. What's the status of R. Kelly in Cook County? Is he being investigated for possible wrongdoing involving young women?
2. Is the CCSAO been called into the Smollett case yet? Two men are being questioned at Area Central. Willing to listen on background.

W.

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Thursday, February 14, 2019 1:41 PM
To: Lee, William
Subject: Re: Are you in today?

EXTERNAL SOURCE

I'm not in the office at the moment. Can you email?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 14, 2019, at 1:39 PM, Lee, William <wlee@chicagotribune.com> wrote:

Can you call my desk?

William Lee
Reporter/Guest columnist
Chicago Tribune
Direct/Fax: (312) 222-3400
Mobile: (312) 532-4718
wlee@chicagotribune.com | Twitter: [@MidNoirCowboy](https://twitter.com/MidNoirCowboy)
<http://www.chicagotribune.com/chi-william-lee-staff.html>

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 14, 2019 1:46 PM
To: Lee, William
Subject: Re: Are you in today?

1. R Kelly - We cannot confirm or deny an investigation.
2. Smollett - a continuing CPD investigation.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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William Lee

Reporter/Guest columnist

Chicago Tribune

Direct/Fax: (312) 222-3400

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<http://www.chicagotribune.com/chi-william-lee-staff.html>

From: Nguyen, Vi <vnnguyen@cbs.com>
Sent: Friday, February 15, 2019 7:02 AM
To: TANDRA SIMONTON (States Attorney)
Subject: CBS Chicago Request

Good morning, Tandra.

Happy Friday! I am reaching out this morning to see if the state's attorney's office has received a case file from Chicago police in reference to the Jussie Smollet investigation?

From: Lee, William <wlee@chicagotribune.com>
Sent: Friday, February 15, 2019 10:28 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Are you in today?

Hey Tandra,

It sounds like Felony Review is now involved in Smollett case. Can you confirm?

Also, for background, is there any timeline on how much time is on the clock before they're released/charged? I heard they had until 5:45 pm today.

Sent from my iPhone

On Feb 14, 2019, at 1:46 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

EXTERNAL SOURCE

1. R Kelly - We cannot confirm or deny an investigation.
2. Smollett - a continuing CPD investigation.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

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To: TANDRA SIMONTON (States Attorney)
Subject: RE: Are you in today?

Yep.

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W.

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Thursday, February 14, 2019 1:41 PM
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Subject: Re: Are you in today?

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I'm not in the office at the moment. Can you email?

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

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[email:tandra.simonton@cookcountyil.gov](mailto:tandra.simonton@cookcountyil.gov)

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William Lee
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wlee@chicagotribune.com | Twitter: [@MidNoirCowboy](https://twitter.com/MidNoirCowboy)

<http://www.chicagotribune.com/chi-william-lee-staff.html>

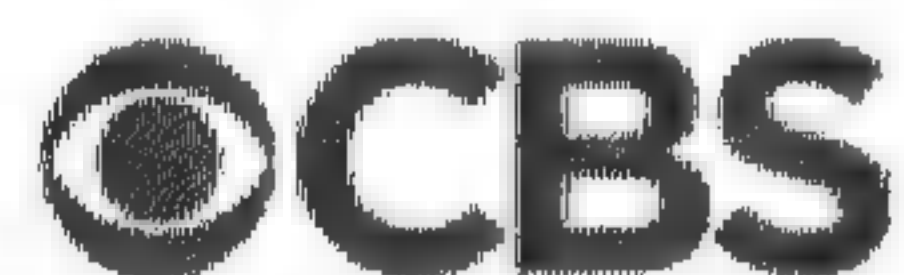
From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 10:35 AM
To: TANDRA SIMONTON (States Attorney)
Cc: De Mar, Charles F
Subject: Olabingo Osundairo

Hi Tandra,
Can you give me information on these charges?

Olabinjo Osundairo- DOB 8/21/91

2011
MURDER/INTENT TO KILL/INJ- dropped
AGG BATTERY/GREAT BODILY - dropped
AGG BATTERY/GREAT BODILY -dropped
AGG BATTERY/WEAPON/AIR RI- dropped
AGG BATTERY/PUBLIC PLACE - dropped
AGG BATTERY/PUBLIC PLACE – convicted- pled guilty
AGGRAVATED UNLAWFUL RESTR- dropped

Thanks,
Carly



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 10:40 AM
To: Lee, William
Subject: Re: Are you in today?

This is a pending police investigation; contact CPD. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Sent from my iPhone

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<http://www.chicagotribune.com/chi-william-lee-staff.html>

From: Puente, Maria <mpuente@usatoday.com>
Sent: Friday, February 15, 2019 10:53 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria at USA TODAY re R. Kelly

I am assuming you saw Jim DeRogatis story in New Yorker that says a “senior law enforcement source” predicts Kelly will be indicted soon. Are you confirming this or denying it? I am surprised the NYer published such a story with just ONE anonymous source, but the reporter has been covering R. Kelly for decades so maybe they cut him some slack. Not the case for me. So I have to ask: Why is someone in your camp (law enforcement) leaking about alleged coming indictment? Isn’t that kind of risky? Does it leave the impression law enforcement in Chicago is swaggering with confidence about getting the goods on R. Kelly? How is that good for any case that might be brought against Kelly? Is your office going to condemn this leak or ignore it?

All of this is a bit aggravating in light of our conversation of a few weeks ago when you chided me about a specific word in a story you didn’t like. Are you going to call the New Yorker and chide them, too?

IF Kelly is indeed indicted, I want to know about it ASAP and not from some tweet by a local reporter. The Smollett case already shows that some reporters are relying on law enforcement “sources” who may not be plugged in (It was a hoax! It’s *not* a hoax!) or are deliberately misleading for their own purposes. That way madness lies.

Maria Puente

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 10:58 AM
To: KIERA ELLIS (States Attorney)
Subject: Fw: from Maria at USA TODAY re R. Kelly

FYI - I am not responding to this.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>
Sent: Friday, February 15, 2019 10:52 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria at USA TODAY re R. Kelly

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Entertainment Reporter, LIFE

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Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

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No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 11:09 AM
To: Luque, Carly E
Cc: De Mar, Charles F
Subject: Re: Olabingo Osundairo

According to court records, case 11CR1052701, in July 2011, Olabinjo was charged with Attempt Murder, Aggravated Battery (5 counts) and Aggravated Unlawful Restraint. On 10/9/12 he pled guilty to one count Agg Batt/public place and was sentenced to 24 months probation and ordered to pay fine of \$674 by Judge Michael Howlett. 10/2/14 his probation was terminated satisfactory.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

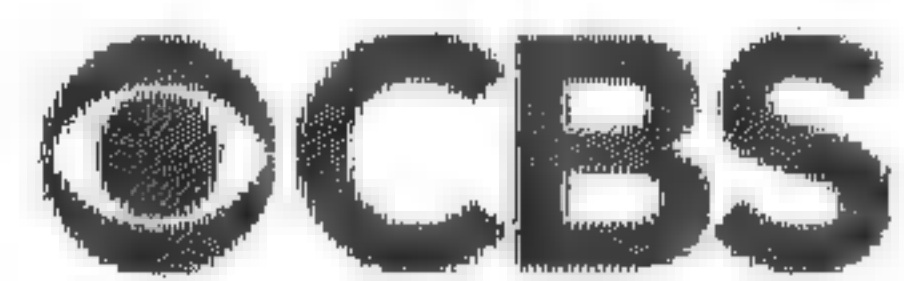
From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 10:34 AM
To: TANDRA SIMONTON (States Attorney)
Cc: De Mar, Charles F
Subject: Olabingo Osundairo

Hi Tandra,
Can you give me information on these charges?

Olabinjo Osundairo- DOB 8/21/91

2011
MURDER/INTENT TO KILL/INJ- dropped
AGG BATTERY/GREAT BODILY - dropped
AGG BATTERY/GREAT BODILY -dropped
AGG BATTERY/WEAPON/AIR RI- dropped
AGG BATTERY/PUBLIC PLACE - dropped
AGG BATTERY/PUBLIC PLACE – convicted- pled guilty
AGGRAVATED UNLAWFUL RESTR- dropped

Thanks,
Carly



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 11:10 AM
To: TANDRA SIMONTON (States Attorney)
Cc: De Mar, Charles F
Subject: RE: Olabingo Osundairo

Thanks.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Friday, February 15, 2019 11:09 AM
To: Luque, Carly E <CELuque@cbs.com>
Cc: De Mar, Charles F <cfdemar@cbs.com>
Subject: Re: Olabingo Osundairo

According to court records, case 11CR1052701, in July 2011, Olabinjo was charged with Attempt Murder, Aggravated Battery (5 counts) and Aggravated Unlawful Restraint. On 10/9/12 he pled guilty to one count Agg Batt/public place and was sentenced to 24 months probation and ordered to pay fine of \$674 by Judge Michael Howlett. 10/2/14 his probation was terminated satisfactory.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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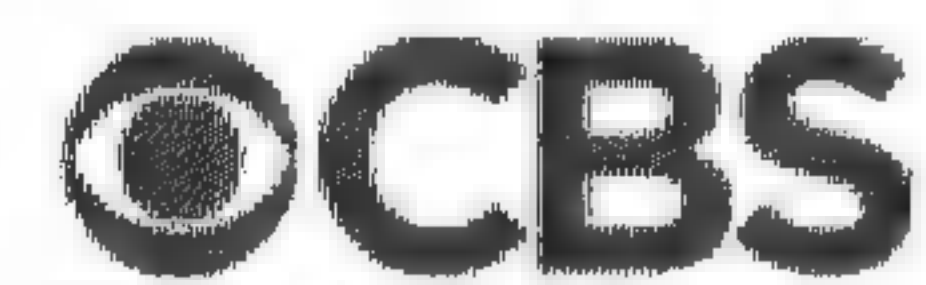
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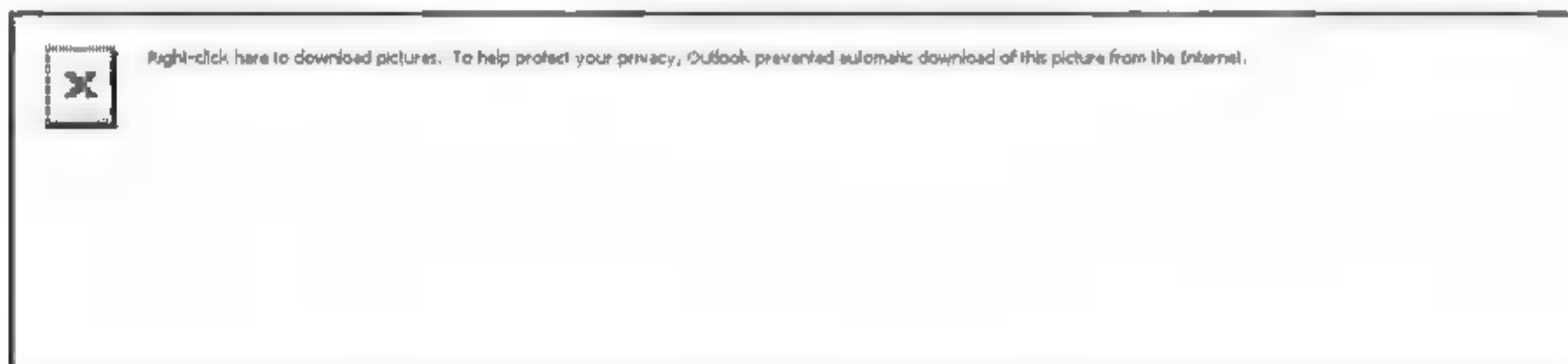
From: Stephen Miller <ssmiller@wbbm-am.com>
Sent: Friday, February 15, 2019 1:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Hi Tandra

Will you please let me know if there are charges filed in the Jussie Smollett case?
Thanks,
Steve
312-297-7836

Steve Miller
Reporter, WBBM Newsradio

Entercom | Chicago
180 North Stetson, Suite 1000
Chicago, IL 60601
O: +1 312-297-7836
M: +1 312-636-9067
stephen.miller@entercom.com

[B96](#) | [Newsradio](#) | [104.3 Jams](#) | [93XRT](#) | [670 The Score](#)
[US99](#) | [Smart Reach Digital](#)

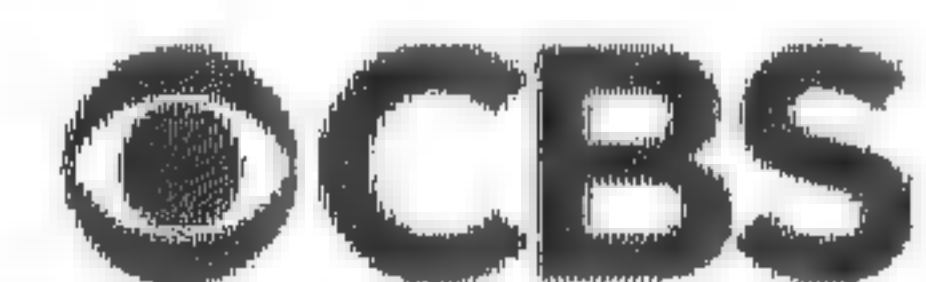


Follow me on Twitter: @ssmiller

From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 1:24 PM
To: TANDRA SIMONTON (States Attorney); De Mar, Charles F
Subject: Jussie Smollett

Hi again,
Have you charged the two in custody? Olabinjo Osundairo and Abimbola Osundairo

Thanks,
Carly



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

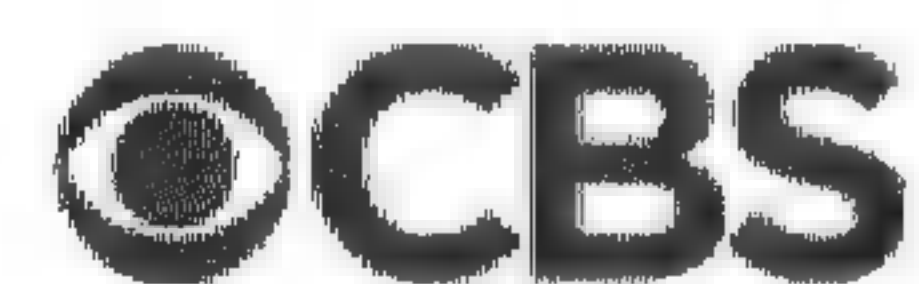
312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 1:42 PM
To: Luque, Carly E
Subject: Re: Jussie Smollett

From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 1:24 PM
To: TANDRA SIMONTON (States Attorney); De Mar, Charles F
Subject: Jussie Smollett

Hi again,
Have you charged the two in custody? Olabinjo Osundairo and Abimbola Osundairo

Thanks,
Carly



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
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Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter [@carlyluque13](https://twitter.com/carlyluque13)
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 1:43 PM
To: Luque, Carly E; De Mar, Charles F
Subject: Re: Jussie Smollett

We don't have anything. Check with CPD. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 1:24 PM
To: TANDRA SIMONTON (States Attorney); De Mar, Charles F
Subject: Jussie Smollett

Hi again,
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Thanks,
Carly



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Assignment Editor

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22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: KIERA ELLIS (States Attorney)
Sent: Friday, February 15, 2019 2:09 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: from Maria at USA TODAY re R. Kelly

Wow. At least let her know that we cannot confirm or deny an investigation?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 10:58 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: Fw: from Maria at USA TODAY re R. Kelly

FYI - I am not responding to this.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>

Sent: Friday, February 15, 2019 10:52 AM

To: TANDRA SIMONTON (States Attorney)

Subject: from Maria at USA TODAY re R. Kelly

I am assuming you saw Jim DeRogatis story in New Yorker that says a “senior law enforcement source” predicts Kelly will be indicted soon. Are you confirming this or denying it? I am surprised the NYer published such a story with just ONE anonymous source, but the reporter has been covering R. Kelly for decades so maybe they cut him some slack. Not the case for me. So I have to ask: Why is someone in your camp (law enforcement) leaking about alleged coming indictment? Isn’t that kind of risky? Does it leave the impression law enforcement in Chicago is swaggering with confidence about getting the goods on R. Kelly? How is that good for any case that might be brought against Kelly? Is your office going to condemn this leak or ignore it?

All of this is a bit aggravating in light of our conversation of a few weeks ago when you chided me about a specific word in a story you didn’t like. Are you going to call the New Yorker and chide them, too?

IF Kelly is indeed indicted, I want to know about it ASAP and not from some tweet by a local reporter. The Smollett case already shows that some reporters are relying on law enforcement “sources” who may not be plugged in (It was a hoax! It’s *not* a hoax!) or are deliberately misleading for their own purposes. That way madness lies.

Maria Puente

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 2:12 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: from Maria at USA TODAY re R. Kelly

I told her that yesterday.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Friday, February 15, 2019 2:09 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: from Maria at USA TODAY re R. Kelly

Wow. At least let her know that we cannot confirm or deny an investigation?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 10:58 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: Fw: from Maria at USA TODAY re R. Kelly

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Tandra R. Simonton

Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>
Sent: Friday, February 15, 2019 10:52 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria at USA TODAY re R. Kelly

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"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Friday, February 15, 2019 3:11 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett attack investigation.

Hi Kiera and Tandra,

I'm just checking to see if there's been any criminal charges yet in the Jussie Smollett attack investigation?

There's two men under arrest in the case and the 48-hour mark from the time they were first brought into custody is about to expire.

Thanks!

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 3:31 PM
To: Gorner, Jeremy; KIERA ELLIS (States Attorney)
Subject: Re: Jussie Smollett attack investigation.

Hi Jeremy,

We do not have any info to provide; contact CPD for an update. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Gorner, Jeremy <igorner@chicagotribune.com>
Sent: Friday, February 15, 2019 3:11 PM
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Thanks!

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Friday, February 15, 2019 3:34 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: RE: Jussie Smollett attack investigation.

Will you be providing information later today?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Friday, February 15, 2019 3:31 PM
To: Gorner, Jeremy; KIERA ELLIS (States Attorney)
Subject: Re: Jussie Smollett attack investigation.

EXTERNAL SOURCE
Hi Jeremy,

We do not have any info to provide; contact CPD for an update. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Friday, February 15, 2019 3:11 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett attack investigation.

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Thanks!

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: Main, Frank <fmain@suntimes.com>
Sent: Friday, February 15, 2019 3:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: 11 cr 1052701 -- Osundairo

Tandra,
Can you help me on the narrative on this case?
Too old for clerk's office.
Frank

--

 <small>Right-click here to download pictures. To help protect your privacy, Outlook prevented automatic download of this picture from the Internet.</small>	<p>Frank Main Staff reporter</p> <p>p: (312) 321-2543 m: (630) 487-0310 e: fmain@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
 <small>Right-click here to download pictures. To help protect your privacy, Outlook prevented automatic download of this picture from the Internet.</small>	

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From: TANDRA SIMONTON (States Attorney)
Sent: Friday, February 15, 2019 3:55 PM
To: Main, Frank
Subject: Re: 11 cr 1052701 — Osundairo

Hi Frank,

We don't have case narrative; try CPD for the report HT282957.

You probably already have this from court records - in July 2011, Olabinjo was charged with Attempt Murder, Aggravated Battery (5 counts) and Aggravated Unlawful Restraint. On 10/9/12 he pled guilty to one count Agg Batt/public place and was sentenced to 24 months probation and ordered to pay fine of \$674 by Judge Michael Howlett. 10/2/14 his probation was terminated satisfactory.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Main, Frank <fmain@suntimes.com>
Sent: Friday, February 15, 2019 3:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: 11 cr 1052701 -- Osundairo

Tandra,
Can you help me on the narrative on this case?
Too old for clerk's office.
Frank

--

	<p>Frank Main Staff reporter</p> <p>p: (312) 321-2543 m: (630) 487-0310 e: fmain@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
	

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From: Frank Main <fmain@suntimes.com>
Sent: Friday, February 15, 2019 3:59 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: 11 cr 1052701 — Osundairo

Ok thanks a lot

Sent from my iPhone

On Feb 15, 2019, at 3:55 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Hi Frank,

We don't have case narrative; try CPD for the report HT282957.

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Chief Communications Officer

Cook County State's Attorney's Office

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e-mail: tandra.simonton@cookcountyil.gov

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To: TANDRA SIMONTON (States Attorney)
Subject: 11 cr 1052701 -- Osundairo

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Frank

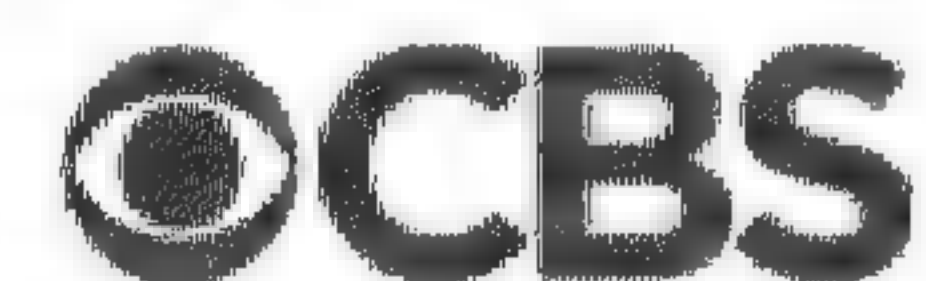
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	Frank Main Staff reporter
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From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 5:34 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett and R.Kelly

Hi,
Any charges in either case?



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Huynh, Maggie <mhuynh@cbs.com>
Sent: Friday, February 15, 2019 6:53 PM
To: sao media (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: CBS - Smollett charges

Hi,

Have the two men been charged in the Jussie Smollett case? Thanks



Maggie Huynh
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2464 Desk
312-899-2200 Assignment Desk
www.cbschicago.com

From: Huynh, Maggie <mhuynh@cbs.com>
Sent: Friday, February 15, 2019 6:54 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: CBS - Smollett charges

Can you confirm? Charges?

From: Huynh, Maggie
Sent: Friday, February 15, 2019 6:53 PM
To: 'sao media (States Attorney)' <sao.media@cookcountyil.gov>; 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>
Subject: CBS - Smollett charges

Hi,

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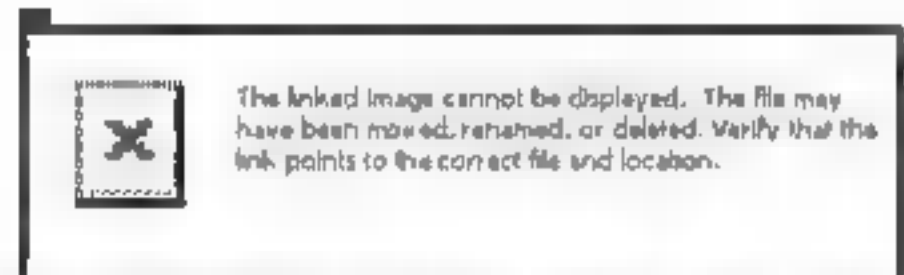
Maggie Huynh
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2464 Desk
312-899-2200 Assignment Desk
www.cbschicago.com

From: De Mar, Charles F <cfdemar@cbs.com>
Sent: Friday, February 15, 2019 6:56 PM
To: Luque, Carly E
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: Olabingo Osundairo

Tandra—

We are hearing charges were recently filed. Can you confirm and provide charges. Thanks.



Charlie De Mar
WBBM-TV CHICAGO
Reporter
CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2263 Office
312-919-9295 Mobile
www.cbschicago.com
Twitter: @CharlieDeMar

On Feb 15, 2019, at 11:53 AM, Luque, Carly E <CELuque@cbs.com> wrote:

Abimbola Osundairo got a DUI on July 24, 2015 but it was dropped. I attached his mug- do NOT use.

From: Luque, Carly E
Sent: Friday, February 15, 2019 11:24 AM
To: Fruehling, Elizabeth M <emfruehling@cbs.com>; Dodge, John L <JLDodge@cbs.com>
Subject: FW: Olabingo Osundairo

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Friday, February 15, 2019 11:09 AM
To: Luque, Carly E <CELuque@cbs.com>
Cc: De Mar, Charles F <cfdemar@cbs.com>
Subject: Re: Olabingo Osundairo

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From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 10:34 AM
To: TANDRA SIMONTON (States Attorney)
Cc: De Mar, Charles F
Subject: Olabingo Osundairo

Hi Tandra,
Can you give me information on these charges?

Olabinjo Osundairo- DOB 8/21/91

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MURDER/INTENT TO KILL/INJ- dropped
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AGG BATTERY/PUBLIC PLACE - dropped
AGG BATTERY/PUBLIC PLACE – convicted- pled guilty
AGGRAVATED UNLAWFUL RESTR- dropped

Thanks,
Carly

<image001.png>
Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

<abimbola osundairo mug.jpg>

From: tandra.simonton@cookcountyil.gov
Sent: Friday, February 15, 2019 7:04 PM
To: Huynh, Maggie
Cc: sao media (States Attorney)
Subject: Re: CBS - Smollett charges

Please contact CPD for an update on charges.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 15, 2019, at 6:53 PM, Huynh, Maggie <mhuynh@cbs.com> wrote:

Hi,

Have the two men been charged in the Jussie Smollett case? Thanks

 **CBS**
Maggie Huynh
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
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312-899-2464 Desk
312-899-2200 Assignment Desk
www.cbschicago.com

From: tandra.simonton@cookcountyil.gov
Sent: Friday, February 15, 2019 7:05 PM
To: De Mar, Charles F
Cc: Luque, Carly E
Subject: Re: Olabingo Osundairo

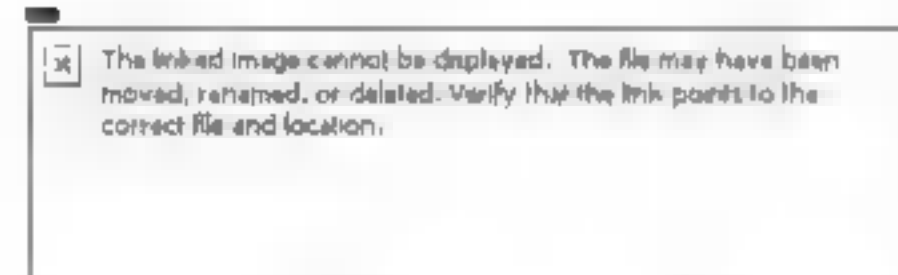
Please check with CPD; I do not have an update. Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 15, 2019, at 6:56 PM, De Mar, Charles F <cfdemar@cbs.com> wrote:

Tandra—

We are hearing charges were recently filed. Can you confirm and provide charges. Thanks.



Charlie De Mar
WBBM-TV CHICAGO
Reporter
CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2263 Office
312-919-9295 Mobile
www.cbschicago.com
Twitter: @CharlieDeMar

On Feb 15, 2019, at 11:53 AM, Luque, Carly E <CELuque@cbs.com> wrote:

Abimbola Osundairo got a DUI on July 24, 2015 but it was dropped. I attached his mug-
do NOT use.

From: Luque, Carly E
Sent: Friday, February 15, 2019 11:24 AM
To: Fruehling, Elizabeth M <emfruehling@cbs.com>; Dodge, John L <JLDodge@cbs.com>
Subject: FW: Olabingo Osundairo

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Friday, February 15, 2019 11:09 AM
To: Luque, Carly E <CELuque@cbs.com>
Cc: De Mar, Charles F <cfdemar@cbs.com>
Subject: Re: Olabingo Osundairo

According to court records, case 11CR1052701, in July 2011, Olabinjo was charged with Attempt Murder, Aggravated Battery (5 counts) and Aggravated Unlawful Restraint. On 10/9/12 he pled guilty to one count Agg Batt/public place and was sentenced to 24 months probation and ordered to pay fine of \$674 by Judge Michael Howlett. 10/2/14 his probation was terminated satisfactory.

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From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, February 15, 2019 10:34 AM
To: TANDRA SIMONTON (States Attorney)
Cc: De Mar, Charles F
Subject: Olabingo Osundairo

Hi Tandra,
Can you give me information on these charges?

Olabinjo Osundairo- DOB 8/21/91

2011
MURDER/INTENT TO KILL/INJ- dropped
AGG BATTERY/GREAT BODILY - dropped
AGG BATTERY/GREAT BODILY -dropped
AGG BATTERY/WEAPON/AIR RI- dropped
AGG BATTERY/PUBLIC PLACE - dropped
AGG BATTERY/PUBLIC PLACE – convicted- pled guilty
AGGRAVATED UNLAWFUL RESTR- dropped

Thanks,
Carly

<image001.png>
Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

<abimbola osundairo mug.jpg>

From: Burnett, Sara <SBurnett@ap.org>
Sent: Sunday, February 17, 2019 2:41 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett case

Hi Tandra –

Can you comment on reports that your office is investigating the Jussie Smollett case, and the possibility that it was staged? Will a grand jury be considering the case?

Thanks,
Sara



ASSOCIATED PRESS

Sara Burnett
Reporter
312-920-3649
sburnett@ap.org
[@sara_burnett](https://twitter.com/sara_burnett)

440 South LaSalle
Suite #1000
Chicago, IL 60605
www.apnews.com

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confidentially : <https://securedrop.ap.org/>**

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From: Petty, Lauren (NBCUniversal, WMAQ) <Lauren.Petty@nbcuni.com>
Sent: Tuesday, February 19, 2019 5:24 AM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC 5 request - confirmation of Grand Jury in Smollett case?

Hi Tandra,

Wondering if the State's Attorney's office can confirm or comment on this report by TMZ re: Smollett case:

From TMZ:

Jussie's case is heading to a Grand Jury as early as Tuesday. Our law enforcement sources say the focus is presenting evidence that could lead to a felony indictment against Jussie for allegedly filing a false police report.

From: Gallardo, Michelle L. (WLS-TV) <Michelle.Gallardo@abc.com>
Sent: Tuesday, February 19, 2019 3:21 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Did the brothers in Smollet case testify before a grand jury today?

We are here but still unable
To confirm if reports that they are here are true. Thanks

Michelle Gallardo
News Reporter
ABC7 Eyewitness News
312-750-7746 office
312-285-6577 cel
Michelle.Gallardo@abc.com

From: Edwards, Brad A <baedwards@cbs.com>
Sent: Tuesday, February 19, 2019 4:30 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Urgent

Brad from CH 2. 2 sources say Foxx to recuse herself from Smollett case bc of family connection. About to tweet.
Comment?

best,
be
@tvbrad

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, February 19, 2019 4:47 PM
To: ROBERT FOLEY (States Attorney)
Subject: FW: State's Attorney Recusal

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: APRIL PERRY (States Attorney)
Sent: Wednesday, February 13, 2019 6:16 PM
To: JOSEPH MAGATS (States Attorney); KIMBERLY FOXX (States Attorney)
Cc: NICHOLAS TRUTENKO (States Attorney); LIAM REARDON (States Attorney); RISA LANIER (States Attorney); DIANN DOPPELT SHERIDAN (States Attorney); KIM WARD (States Attorney); LAURA AYALA-GONZALEZ (States Attorney); PETER LISUZZO (States Attorney)
Subject: State's Attorney Recusal

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April



April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov



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Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:13 PM
To: Edwards, Brad A
Subject: Re: Urgent

Working on it; I will get back to you ASAP.

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Sent: Tuesday, February 19, 2019 5:22 PM
To: JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: Urgent

[REDACTED]

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
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Sent: Tuesday, February 19, 2019 5:23 PM
To: TANDRA SIMONTON (States Attorney)
Cc: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: Urgent

[REDACTED]

Sent from my iPhone

On Feb 19, 2019, at 5:22 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Draft response; awaiting Kim's approval:

[REDACTED]

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Subject: Re: Urgent

Yes it is; thanks April 😊

Tandra R. Simonton
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Sent from my iPhone

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From: kim [REDACTED]
Sent: Tuesday, February 19, 2019 5:25 PM
To: TANDRA SIMONTON (States Attorney)
Cc: JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: Urgent

Fine.

Sent from my iPhone

On Feb 19, 2019, at 3:22 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Draft response; awaiting Kim's approval:

[REDACTED]

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I need something by 5 30 ... is it untrue? I could say "may have to recuse hereself because of distant family relationship"

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State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

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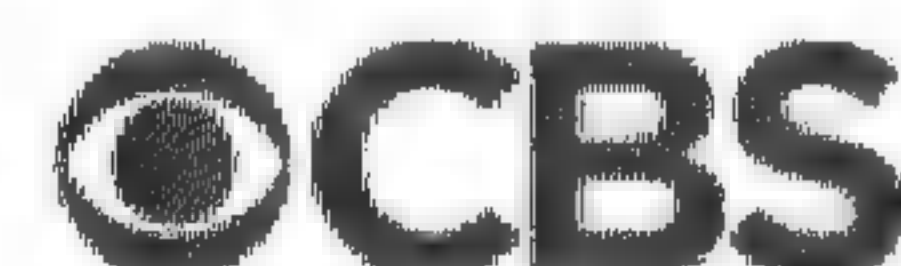
From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:26 PM
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Subject: Re: Urgent

Just sent it

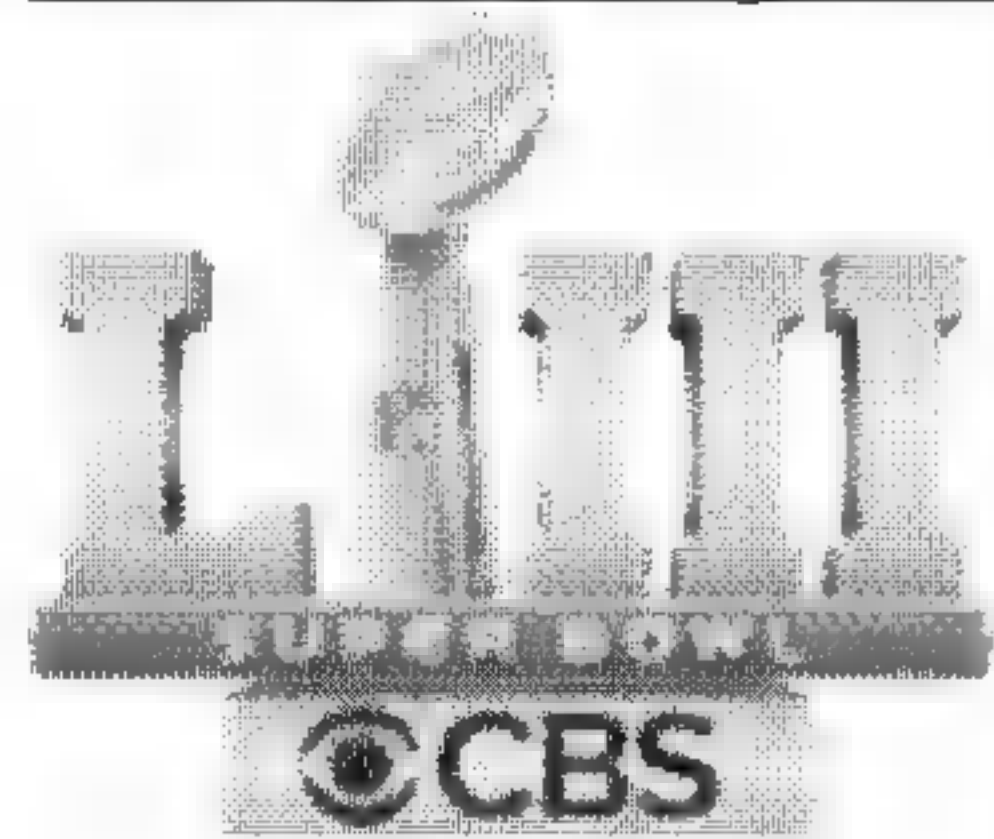
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I was recused a week ago.

Sent from my iPhone

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Got it; thanks

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To: Edwards, Brad A <baedwards@cbs.com>
Subject: Re: Urgent

Working on it; I will get back to you ASAP.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Edwards, Brad A <baedwards@cbs.com>
Sent: Tuesday, February 19, 2019 4:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Urgent

Brad from CH 2. 2 sources say Foxx to recuse herself from Smollett case bc of family connection. About to tweet. Comment?

best,
be
@tvbrad

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Just sent it

Tandra R. Simonton

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<image001.png>

Brad Edwards

WBBM-TV CHICAGO

2 Investigator

CBS 2 Broadcast Center

22 West Washington Street

Chicago, IL 60602

312-899-2272 Office

www.cbschicago.com

<image002.png>

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Sent: Tuesday, February 19, 2019 5:32 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Tuesday, February 19, 2019 5:32 PM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ // Smollett

Hi Tandra,

Can you please advise why the State's Attorney is recusing herself from the Smollett case??

Thank you so much!

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: Unger, Samuel <sunger@wgntv.com>
Sent: Tuesday, February 19, 2019 5:34 PM
To: TANDRA SIMONTON (States Attorney)
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Thank you

Sam

WGN-TV

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, February 19, 2019 5:35 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Foxx recuses herself from Smollett investigation?

Hi Tandra,

CBS local is reporting that Kim has recused herself from the investigation surrounding Jussie Smollett. Can you confirm?

Any additional information you can provide would be appreciated.

BREAKING: Cook County S.A. Kim Foxx has recused herself from investigation surrounding the Jussie Smollett case.

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853


From: Charles, Sam <scharles@suntimes.com>
Sent: Tuesday, February 19, 2019 5:35 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx recusal

Hey Tandra,

Any chance you could send me the statement about Foxx recusing herself from the Smollett case?

Thanks

--

	<p>Sam Charles Reporter Metro</p> <p>p: (312) 321-2843 m: (708) 638-4466 e: scharles@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
---	--

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:36 PM
To: Charles, Sam
Subject: Re: Kim Foxx recusal

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
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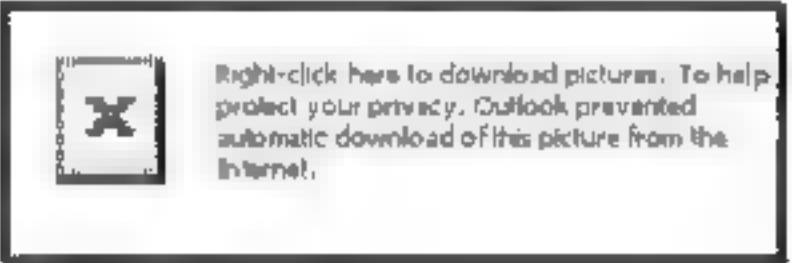
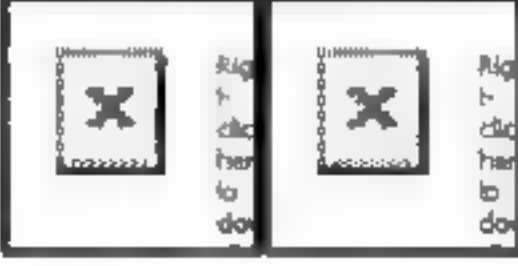
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BREAKING: Cook County S.A. Kim Foxx has recused herself from investigation surrounding the Jussie Smollett case.

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: TANDRA SIMONTON (States Attorney)
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Sam

WGN-TV

From: Orlando, Trina (NBCUniversal) <Trina.Orlando@nbcuni.com>
Sent: Tuesday, February 19, 2019 5:37 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC 5

Hello-

Can you confirm reports that SA foxx has recused herself from Smollett case?

Trina Orlando
Reporter
NBC Chicago
(872) 202-0517
trina.orlando@nbcuni.com
@trinaorlando on Twitter

Sent from my iPhone

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:37 PM
To: Mandell, Sean (*IC)
Subject: Re: TMZ // Smollett

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Tandra R. Simonton
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e-mail: tandra.simonton@cookcountyil.gov

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Thank you so much!

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:37 PM
To: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:37 PM
To: Orlando, Trina (NBCUniversal)
Subject: Re: NBC 5

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Tandra R. Simonton
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Trina Orlando
Reporter
NBC Chicago
(872) 202-0517
trina.orlando@nbcuni.com
[@trinaorlando](#) on Twitter

Sent from my iPhone

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Tuesday, February 19, 2019 5:38 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ // Smollett

Thank you, Tandra. However, I don't understand ***why*** the State's Attorney is recusing herself. Can you please explain on background? Does she know Jussie?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 3:37 PM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Subject: Re: TMZ // Smollett

[CAUTION]

This email originated outside Warner Bros.

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

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Thank you so much!

Sean Mandell

Producer

TMZ

O: 818-972-8263

C: 949-310-5143

From: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Sent: Tuesday, February 19, 2019 5:38 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Rafer Weigel; WFLD Assignment Desk
Subject: FOX CHICAGO NEWS REQUEST

Hello. Can you send the statement about Kim Foxx recusing herself from the Smollett case?

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:38 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THE ADVOCATE

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

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Tandra R. Simonton
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[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

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zach.stafford@advocate.com

<PastedGraphic-3.tiff>

From: Orlando, Trina (NBCUniversal) <Trina.Orlando@nbcuni.com>
Sent: Tuesday, February 19, 2019 5:39 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: NBC 5

Thank you. Can you provide any reason for the recusal?

Trina Orlando
Reporter
NBC Chicago
(872) 202-0517
trina.orlando@nbcuni.com
[@trinaorlando](#) on Twitter

Sent from my iPhone

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Reporter

NBC Chicago

(872) 202-0517

trina.orlando@nbcuni.com

@trinaorlando on Twitter

Sent from my iPhone

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, February 19, 2019 5:40 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN/ Foxx recuses herself from Smollett investigation?

Thank you for the quick reply

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:36 PM
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BREAKING: Cook County S.A. Kim Foxx has recused herself from investigation surrounding the Jussie Smollett case.

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, February 19, 2019 5:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN/ Foxx recuses herself from Smollett investigation?

Are you providing a reason?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
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Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

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Subject: Re: Urgent

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@tvbrad

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 5:45 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Hey everyone,

CBS2 has a report that Cook County State's Attorney Kim Foxx has recused herself from the Jussie Smollett investigation.

Is that true? If so, why has she recused herself?

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: statement on Kim Foxx recusal?

Hey can you send me over the statement on Kim Foxx recusing herself from Smollett investigation?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:46 PM
To: Gorner, Jeremy; KIERA ELLIS (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

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312-603-1848 direct
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e-mail: tandra.simonton@cookcountyil.gov

From: Gorner, Jeremy <igorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 5:44 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: SAO Kim Foxx has recused herself from the Jussie Smollett case?

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Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 5:47 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: RE: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Thanks, Tandra.

Why has State's Attorney Foxx recused herself from the case?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 5:46 PM
To: Gorner, Jeremy; KIERA ELLIS (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

EXTERNAL SOURCE

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Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 5:48 PM
To: Miles Bryan
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

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e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: statement on Kim Foxx recusal?

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Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Gallardo, Michelle L. (WLS-TV) <Michelle.Gallardo@abc.com>
Sent: Tuesday, February 19, 2019 5:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Reason for recusal?

Could you clarify why Kim Foxx decided to recuse herself from Jussie Smollett investigation? Thank you

Michelle Gallardo
ABC7 Eyewitness News
312-285-6577

Sent from my iPad

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Can you confirm that an investigation is now underway into smollett for staging the attack ?

Get [Outlook for iOS](#)

On Tue, Feb 19, 2019 at 5:47 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: statement on Kim Foxx recusal?

Hey can you send me over the statement on Kim Foxx recusing herself from Smollett investigation?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Tuesday, February 19, 2019 5:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett recusal ?

Hi Tandra,

Has State's Attorney Foxx recused herself in the Smollett case? If so, any reason why?

Thank you.

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Tuesday, February 19, 2019 5:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: URGENT: NBC Request

Hi Tandra,

Can you tell us why State's Attorney Foxx recused herself from the Smollett case?

Thanks,
Ash-har Quraishi
NBC Chicago
312-802-6999

Sent from my iPhone

From: Ravve, Ruth <Ruth.Ravve@FOXNEWS.COM>
Sent: Tuesday, February 19, 2019 5:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Pls confirm that Kim Foxx is related to Jussie Smollett

Thank you
Ruth Ravve
Fox News
312-208-0705

Sent from my iPhone

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From: Burnett, Sara <SBurnett@ap.org>
Sent: Tuesday, February 19, 2019 5:56 PM
To: TANDRA SIMONTON (States Attorney)
Subject: recusal

Hi Tandra –

Can you send me a copy of your statement about Kim Foxx recusing herself from the Smollett case? Why is she doing that?

Thanks,
Sara



ASSOCIATED PRESS

Sara Burnett
Reporter
312-920-3649
sburnett@ap.org
[@sara_burnett](#)

440 South LaSalle
Suite #1000
Chicago, IL 60605
www.apnews.com

**Send news tips to AP securely and
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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 5:58 PM
To: Burnett, Sara
Subject: Re: recusal

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:55 PM, Burnett, Sara <SBurnett@ap.org> wrote:

Hi Tandra –

Can you send me a copy of your statement about Kim Foxx recusing herself from the Smollett case? Why is she doing that?

Thanks,
Sara

<image001.jpg>

Sara Burnett
Reporter
312-920-3649
sburnett@ap.org
@sara_burnett

Send news tips to AP securely and confidentially :
<https://securedrop.ap.org/>

<image002.jpg>

440 South LaSalle
Suite #1000
Chicago, IL 60605
www.apnews.com

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 6:16 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: please send up the press release regarding ms. fox recusing herself

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:13 PM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:

<image001.png>

CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 6:16 PM
To: Zach Stafford
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Could you comment on if this happened due to Foxx being a “distant relative” to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)

Cc: sao media (States Attorney)

Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

From: Elgas, Robert A. (WLS-TV) <Robert.A.Elgas@abc.com>
Sent: Tuesday, February 19, 2019 6:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett recusal

Tandra,

You must be swamped with inquiries.

Wondering if you can tell us WHY Kim has decided to recuse? Also, was attorney Magats at 26th and California today meeting with the two Chicago brothers in the grand jury room?

Just wanted to try a get a few more details for my reports tonight. Anything you could provide would be helpful.

Thank you,
Rob
C 312-505-8378

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 6:30 PM
To: Tobin, Michael
Subject: Re: Hi Tandra

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Feb 19, 2019, at 6:27 PM, Tobin, Michael <Michael.Tobin@FOXNEWS.COM> wrote:

>

> Could I get the statement about Kim Foxx recusing herself?

>

> This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, February 19, 2019 6:38 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Thoughts on this?

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Draft

[REDACTED]

Sent from my iPhone

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, February 19, 2019 6:41 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 6:37 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Thoughts on this?

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Draft

[REDACTED]

Sent from my iPhone

From: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Sent: Tuesday, February 19, 2019 6:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: State's Attorney Foxx recused from Smollett case

Hi,

We are hearing State's Attorney Foxx is a distant relative of Smollett and that is why she rescued herself from the case. Can you confirm this?

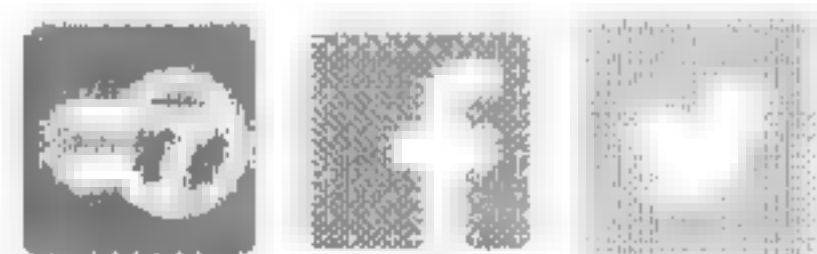
Thanks



**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com



State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
[email:tandra.simonton@cookcountyil.gov](mailto:tandra.simonton@cookcountyil.gov)

From: ASHLEY WRIGHT (States Attorney)
Sent: Tuesday, February 19, 2019 6:51 PM
To: MARNY ZIMMER (States Attorney)
Subject: Tweet by Rob Elgas on Twitter



Rob Elgas (@RobElgasABC7)

2/19/19, 5:37 PM

NEW: A spokeswoman for Cook County State's Attorney @SAKimFoxy tells @ABC "Foxy has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats."

Download the Twitter app

Sent from my iPhone

From: APRIL.PERRY@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:08 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

[REDACTED]

Sent from my iPhone

On Feb 19, 2019, at 6:40 PM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 6:37 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Thoughts on this?

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Draft



Sent from my iPhone

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, February 19, 2019 7:09 PM
To: APRIL PERRY (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Yes!

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 7:08 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

[REDACTED]

Sent from my iPhone

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[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 6:37 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States

Attorney)

Subject: Re: Draft

Thoughts on this?

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Draft

[REDACTED]

Sent from my iPhone

From: APRIL.PERRY@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:13 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Looks good to me.

Sent from my iPhone

On Feb 19, 2019, at 7:09 PM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Yes!

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 7:08 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

[REDACTED]

Sent from my iPhone

On Feb 19, 2019, at 6:40 PM, KIERA ELLIS (States Attorney)
<KIERA.ELLIS@cookcountyil.gov> wrote:

[REDACTED]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896

Kiera.Ellis@cookcountyil.gov

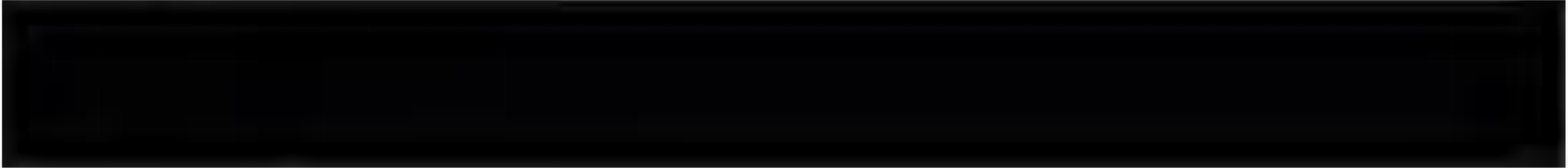
From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>

Sent: Tuesday, February 19, 2019 6:37 PM

To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)

Subject: Re: Draft

Thoughts on this?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>

Sent: Tuesday, February 19, 2019 5:13 PM

To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)

Subject: Draft



Sent from my iPhone

From: joseph.magats@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:22 PM
To: APRIL PERRY (States Attorney)
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: Draft

I'm good with this also.

Sent from my iPhone

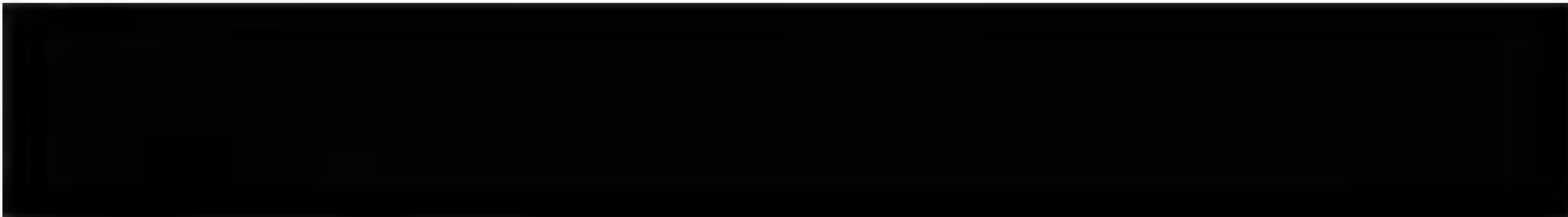
On Feb 19, 2019, at 19:12, APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov> wrote:

Looks good to me.

Sent from my iPhone

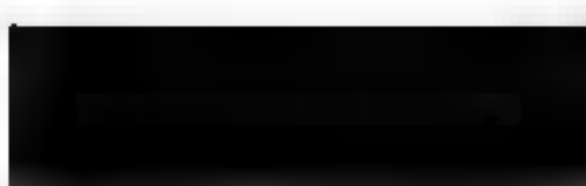
On Feb 19, 2019, at 7:09 PM, KIERA ELLIS (States Attorney)
<KIERA.ELLIS@cookcountyil.gov> wrote:

Yes!



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 7:08 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft



Sent from my iPhone

On Feb 19, 2019, at 6:40 PM, KIERA ELLIS (States Attorney)
<KIERA.ELLIS@cookcountyil.gov> wrote:



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov


From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 6:37 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Thoughts on this?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Draft



Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:25 PM
To: APRIL PERRY (States Attorney)
Cc: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Thanks!

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 7:12 PM, APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov> wrote:

Looks good to me.

Sent from my iPhone

On Feb 19, 2019, at 7:09 PM, KIERA ELLIS (States Attorney)
<KIERA.ELLIS@cookcountyil.gov> wrote:

Yes!




Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 7:08 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft



Sent from my iPhone

On Feb 19, 2019, at 6:40 PM, KIERA ELLIS (States Attorney)
<KIERA.ELLIS@cookcountyil.gov> wrote:



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 6:37 PM
To: APRIL PERRY (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: Draft

Thoughts on this?


Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: APRIL PERRY (States Attorney) <april.perry@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Draft



[REDACTED]

Sent from my iPhone

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, February 19, 2019 7:26 PM
To: wlee@chicagotribune.com

“Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.”

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Lee, William <wlee@chicagotribune.com>
Sent: Tuesday, February 19, 2019 7:34 PM
To: KIERA ELLIS (States Attorney)
Subject: RE:

Got it for our print version. Let us know if there are any further developments?

W.

From: KIERA ELLIS (States Attorney) [<mailto:KIERA.ELLIS@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 7:26 PM
To: Lee, William
Subject:

EXTERNAL SOURCE

“Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.”

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, February 19, 2019 7:34 PM
To: Lee, William
Subject: Re:

Of course

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Lee, William <wlee@chicagotribune.com>
Sent: Tuesday, February 19, 2019 7:33:40 PM
To: KIERA ELLIS (States Attorney)
Subject: RE:

Got it for our print version. Let us know if there are any further developments?

W.

From: KIERA ELLIS (States Attorney) [<mailto:KIERA.ELLIS@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 7:26 PM
To: Lee, William
Subject:

EXTERNAL SOURCE

“Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.”

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896

Kiera.Ellis@cookcountyil.gov

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:36 PM
To: Mandell, Sean (*IC)
Subject: Re: TMZ // Smollett

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:37 PM, Mandell, Sean (*IC) <Sean.Mandell@tmz.com> wrote:

Thank you, Tandra. However, I don't understand ***why*** the State's Attorney is recusing herself. Can you please explain on background? Does she know Jussie?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 3:37 PM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Subject: Re: TMZ // Smollett

[CAUTION]
This email originated outside Warner Bros.

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>

Sent: Tuesday, February 19, 2019 5:32 PM

To: TANDRA SIMONTON (States Attorney)

Subject: TMZ // Smollett

Hi Tandra,

Can you please advise why the State's Attorney is recusing herself from the Smollett case??

Thank you so much!

Sean Mandell

Producer

TMZ

O: 818-972-8263

C: 949-310-5143

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:36 PM
To: Orlando, Trina (NBCUniversal)
Subject: Re: [EXTERNAL] Re: NBC 5

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:38 PM, Orlando, Trina (NBCUniversal) <Trina.Orlando@nbcuni.com> wrote:

Thank you. Can you provide any reason for the recusal?

Trina Orlando
Reporter
NBC Chicago
(872) 202-0517
trina.orlando@nbcuni.com
@trinaorlando on Twitter

Sent from my iPhone

On Feb 19, 2019, at 5:37 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Orlando, Trina (NBCUniversal) <Trina.Orlando@nbcuni.com>

Sent: Tuesday, February 19, 2019 5:36 PM

To: TANDRA SIMONTON (States Attorney)

Subject: NBC 5

Hello-

Can you confirm reports that SA foxx has recused herself from Smollett case?

Trina Orlando

Reporter

NBC Chicago

(872) 202-0517

trina.orlando@nbcuni.com

@trinaorlando on Twitter

Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:36 PM
To: Parks, Brad
Subject: Re: CNN/ Foxx recuses herself from Smollett investigation?

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:42 PM, Parks, Brad <Brad.Parks@turner.com> wrote:

Are you providing a reason?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:36 PM
To: Parks, Brad <Brad.Parks@turner.com>
Subject: Re: CNN/ Foxx recuses herself from Smollett investigation?

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, February 19, 2019 5:34 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Foxx recuses herself from Smollett investigation?

Hi Tandra,

CBS local is reporting that Kim has recused herself from the investigation surrounding Jussie Smollett. Can you confirm?

Any additional information you can provide would be appreciated.

BREAKING: Cook County S.A. Kim Foxx has recused herself from investigation surrounding the Jussie Smollett case.

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:37 PM
To: Gorner, Jeremy
Cc: KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:47 PM, Gorner, Jeremy <jgorner@chicagotribune.com> wrote:

Thanks, Tandra.
Why has State's Attorney Foxx recused herself from the case?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 5:46 PM
To: Gorner, Jeremy; KIERA ELLIS (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

EXTERNAL SOURCE

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 5:44 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Hey everyone,

CBS2 has a report that Cook County State's Attorney Kim Foxx has recused herself from the Jussie Smollett investigation.

Is that true? If so, why has she recused herself?

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 7:37 PM
To: Gorner, Jeremy
Cc: KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

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email: tandra.simonton@cookcountyil.gov

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Thanks, Tandra.
Why has State's Attorney Foxx recused herself from the case?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 5:46 PM
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Cc: ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

EXTERNAL SOURCE

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 5:44 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Hey everyone,

CBS2 has a report that Cook County State's Attorney Kim Foxx has recused herself from the Jussie Smollett investigation.

Is that true? If so, why has she recused herself?

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:37 PM
To: Madhani, Aamer
Subject: Re: Smollett recusal ?

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:49 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Hi Tandra,

Has State's Attorney Foxx recused herself in the Smollett case? If so, any reason why?

Thank you.

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 7:37 PM
To: Madhani, Aamer
Subject: Re: Smollett recusal ?

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:49 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Hi Tandra,

Has State's Attorney Foxx recused herself in the Smollett case? If so, any reason why?

Thank you.

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:37 PM
To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: URGENT: NBC Request

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:49 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

Hi Tandra,

Can you tell us why State's Attorney Foxx recused herself from the Smollett case?

Thanks,
Ash-har Quraishi
NBC Chicago
312-802-6999

Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:38 PM
To: Siegel, Eric H. (WLS-TV)
Subject: Re: State's Attorney Foxx recused from Smollett case

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:45 PM, Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com> wrote:

Hi,

We are hearing State's Attorney Foxx is a distant relative of Smollett and that is why she rescued herself from the case. Can you confirm this?

Thanks

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com

<image002.png> <image003.png> <image004.png>

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:38 PM
To: Elgas, Robert A. (WLS-TV)
Subject: Re: Smollett recusal

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

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312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:23 PM, Elgas, Robert A. (WLS-TV) <Robert.A.Elgas@abc.com> wrote:

Tandra,

You must be swamped with inquiries.

Wondering if you can tell us WHY Kim has decided to recuse? Also, was attorney Magats at 26th and California today meeting with the two Chicago brothers in the grand jury room?

Just wanted to try a get a few more details for my reports tonight. Anything you could provide would be helpful.

Thank you,
Rob
C 312-505-8378

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 7:39 PM
To: TANDRA SIMONTON (States Attorney)
Cc: KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: RE: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Got it. Thanks!

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 7:37 PM
To: Gorner, Jeremy
Cc: KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

EXTERNAL SOURCE

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:47 PM, Gorner, Jeremy <jgorner@chicagotribune.com> wrote:

Thanks, Tandra.
Why has State's Attorney Foxx recused herself from the case?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 5:46 PM
To: Gorner, Jeremy; KIERA ELLIS (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: Re: SAO Kim Foxx has recused herself from the Jussie Smollett case?

EXTERNAL SOURCE

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer

Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, February 19, 2019 5:44 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: SAO Kim Foxx has recused herself from the Jussie Smollett case?

Hey everyone,

CBS2 has a report that Cook County State's Attorney Kim Foxx has recused herself from the Jussie Smollett investigation.

Is that true? If so, why has she recused herself?

Jeremy Gorner
Reporter – Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:39 PM
To: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:16 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Could you comment on if this happened due to Foxx being a "distant relative" to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

From: Elgas, Robert A. (WLS-TV) <Robert.A.Elgas@abc.com>
Sent: Tuesday, February 19, 2019 7:39 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett recusal

Thank you!

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 7:38 PM
To: Elgas, Robert A. (WLS-TV) <Robert.A.Elgas@abc.com>
Subject: Re: Smollett recusal

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:23 PM, Elgas, Robert A. (WLS-TV) <Robert.A.Elgas@abc.com> wrote:

Tandra,

You must be swamped with inquiries.

Wondering if you can tell us WHY Kim has decided to recuse? Also, was attorney Magats at 26th and California today meeting with the two Chicago brothers in the grand jury room?

Just wanted to try a get a few more details for my reports tonight. Anything you could provide would be helpful.

Thank you,
Rob
C 312-505-8378

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:40 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: please send up the press release regarding ms. fox recusing herself

FYI I also sent this to Eric, Rob And Michelle

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:13 PM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 7:40 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: please send up the press release regarding ms. fox recusing herself

FYI I also sent this to Eric, Rob And Michelle

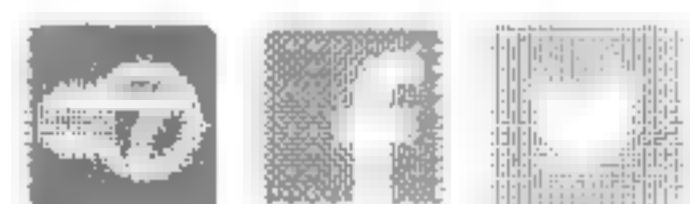
Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

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312-603-1848 direct
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email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:13 PM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:40 PM
To: Gallardo, Michelle L. (WLS-TV)
Subject: Re: Reason for recusal?

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:48 PM, Gallardo, Michelle L. (WLS-TV) <Michelle.Gallardo@abc.com> wrote:

Could you clarify why Kim Foxx decided to recuse herself from Jussie Smollett investigation?
Thank you

Michelle Gallardo
ABC7 Eyewitness News
312-285-6577

Sent from my iPad

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:40 PM
To: Ravve, Ruth
Subject: Re: Pls confirm that Kim Foxx is related to Jussie Smollett

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:50 PM, Ravve, Ruth <Ruth.Ravve@FOXNEWS.COM> wrote:

Thank you
Ruth Ravve
Fox News
312-208-0705

Sent from my iPhone

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:42 PM
To: Unger, Samuel
Subject: Re: Hi Tandra

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:34 PM, Unger, Samuel <sunger@wgntv.com> wrote:

Has Kim Foxx recused herself from the Smollett investigation? If so, can you confirm why and if it's only her and not the office?
Thank you
Sam
WGN-TV

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:42 PM
To: Edwards, Brad A
Subject: Re: Urgent

FYI -

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:31 PM, Edwards, Brad A <baedwards@cbs.com> wrote:

U rock !

best,
be
@tvbrad

On Feb 19, 2019, at 5:26 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

Just sent it

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Edwards, Brad A <baedwards@cbs.com>
Sent: Tuesday, February 19, 2019 5:25 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Urgent

I need something by 5 30 ... is it untrue? I could say "may have to recuse herself because of distant family relationship"

<image001.png>

Brad Edwards

WBBM-TV CHICAGO

2 Investigator

CBS 2 Broadcast Center

22 West Washington Street

Chicago, IL 60602

312-899-2272 Office

www.cbschicago.com

<image002.png>

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:13 PM
To: Edwards, Brad A <baedwards@cbs.com>
Subject: Re: Urgent

Working on it; I will get back to you ASAP.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Edwards, Brad A <baedwards@cbs.com>
Sent: Tuesday, February 19, 2019 4:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Urgent

Brad from CH 2. 2 sources say Foxx to recuse herself from Smollett case bc of family connection. About to tweet. Comment?

best,
be
@tvbrad

From: Unger, Samuel <sunger@wgntv.com>
Sent: Tuesday, February 19, 2019 7:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Hi Tandra

Thank you, Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 7:42 PM
To: Unger, Samuel <sunger@wgntv.com>
Subject: [EXT] Re: Hi Tandra

EXTERNAL EMAIL

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:34 PM, Unger, Samuel <sunger@wgntv.com> wrote:

Has Kim Foxx recused herself from the Smollett investigation? If so, can you confirm why and if it's only her and not the office?
Thank you
Sam
WGN-TV

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:46 PM
To: Burnett, Sara
Subject: Re: recusal

Hi Sara -

FYI -

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
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312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:55 PM, Burnett, Sara <SBurnett@ap.org> wrote:

Hi Tandra –

Can you send me a copy of your statement about Kim Foxx recusing herself from the Smollett case? Why is she doing that?

Thanks,
Sara

<image001.jpg>

Sara Burnett
Reporter
312-920-3649
sburnett@ap.org
[@sara_burnett](https://twitter.com/sara_burnett)

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<image002.jpg>

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From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Tuesday, February 19, 2019 7:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett recusal ?

Thanks. How is she familiar with potential witnesses in the case?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 7:37 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett recusal ?

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Tandra R. Simonton
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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:49 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Hi Tandra,

Has State's Attorney Foxx recused herself in the Smollett case? If so, any reason why?

Thank you.

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 7:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff; PastedGraphic-3.tiff

Is witness referring to the two bothers?

On Feb 19, 2019, at 5:38 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

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Tandra R. Simonton
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312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:16 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Could you comment on if this happened due to Foxx being a "distant relative" to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

From: Burnett, Sara <SBurnett@ap.org>
Sent: Tuesday, February 19, 2019 7:47 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: recusal

Thank you

Sent from my iPhone

On Feb 19, 2019, at 7:45 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Hi Sara -

FYI -

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

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<image001.jpg>

Sara Burnett
Reporter
312-920-3649
sburnett@ap.org
@sara_burnett

<image002.jpg>

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:47 PM
To: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

We have no further comment. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
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312-603-3423 main
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Editor in Chief, The Advocate
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<PastedGraphic-3.tiff>

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From: Burnett, Sara <SBurnett@ap.org>
Sent: Tuesday, February 19, 2019 7:47 PM
To: TANDRA SIMONTON (States Attorney)
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Are you commenting on who she has familiarity with?

Sent from my iPhone

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[@sara_burnett](https://twitter.com/sara_burnett)

<image002.jpg>

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:48 PM
To: Madhani, Aamer
Subject: Re: Smollett recusal ?

We have no further comment. Thanks.

Tandra R. Simonton
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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY

Mobile: 202.557.6399
Desk: 312.321.7768

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:48 PM
To: Burnett, Sara
Subject: Re: recusal

No; we have no further comment. Thanks.

Tandra R. Simonton
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312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

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Sara

<image001.jpg>

Sara Burnett
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sburnett@ap.org
@sara_burnett

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:56 PM
To: Charles, Sam
Subject: Re: Kim Foxx recusal

Hi Sam,
FYI-

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:35 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Charles, Sam <scharles@suntimes.com>
Sent: Tuesday, February 19, 2019 5:35 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx recusal

Hey Tandra,

Any chance you could send me the statement about Foxx recusing herself from the Smollett case?

Thanks

--

	<p>Sam Charles Reporter Metro</p> <p>p: (312) 321-2843 m: (708) 638-4466 e: scharles@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
 	

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 7:57 PM
To: Miles Bryan
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Miles,

FYI -

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 5:49 PM, Miles Bryan <mbryan@wbez.org> wrote:

Can you confirm that an investigation is now underway into smollett for staging the attack ?

Get [Outlook for iOS](#)

On Tue, Feb 19, 2019 at 5:47 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: statement on Kim Foxx recusal?

Hey can you send me over the statement on Kim Foxx recusing herself from Smollett investigation?

Miles Bryan | Reporter

O 312.948.4886 C 612.720.0628

WBEZ **91.5** Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 7:58 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Thanks !

Get [Outlook for iOS](#)

On Tue, Feb 19, 2019 at 7:57 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Miles,

FYI -

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Tandra R. Simonton
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Cook County State's Attorney's Office
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Can you confirm that an investigation is now underway into smollett for staging the attack ?

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Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>

Sent: Tuesday, February 19, 2019 5:45 PM

To: TANDRA SIMONTON (States Attorney)

Subject: WBEZ request: statement on Kim Foxx recusal?

Hey can you send me over the statement on Kim Foxx recusing herself from Smollett investigation?

Miles Bryan | Reporter

📞 312.948.4886 📠 612.720.0628

WBEZ **91.5** Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Sent: Tuesday, February 19, 2019 7:58 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Rafer Weigel; WFLD Assignment Desk
Subject: RE: FOX CHICAGO NEWS REQUEST

Tandra, can you send the statement about Kim Foxx recusing herself along with the reason.

This is the info that was send to ABC News: "Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case," a spokeswoman told ABC News via email.

Can you confirm?

From: Tiffany Smith
Sent: Tuesday, February 19, 2019 5:38 PM
To: 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>
Cc: Rafer Weigel <Rafer.Weigel@FOXTV.COM>; WFLD Assignment Desk <WFLDAssignmentDesk@FOXTV.COM>
Subject: FOX CHICAGO NEWS REQUEST
Importance: High

Hello. Can you send the statement about Kim Foxx recusing herself from the Smollett case?

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 8:01 PM
To: Tiffany Smith
Cc: Rafer Weigel; WFLD Assignment Desk
Subject: Re: FOX CHICAGO NEWS REQUEST

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
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Subject: FOX CHICAGO NEWS REQUEST
Importance: High

Hello. Can you send the statement about Kim Foxx recusing herself from the Smollett case?

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Tuesday, February 19, 2019 8:27 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: please send up the press release regarding ms. fox recusing herself

Ok thanks

Sent from my iPhone

On Feb 19, 2019, at 7:40 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

FYI I also sent this to Eric, Rob And Michelle

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 6:13 PM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: Charles, Sam <scharles@suntimes.com>
Sent: Tuesday, February 19, 2019 8:35 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Kim Foxx recusal

Thanks Tandra. Appreciate it.

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312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

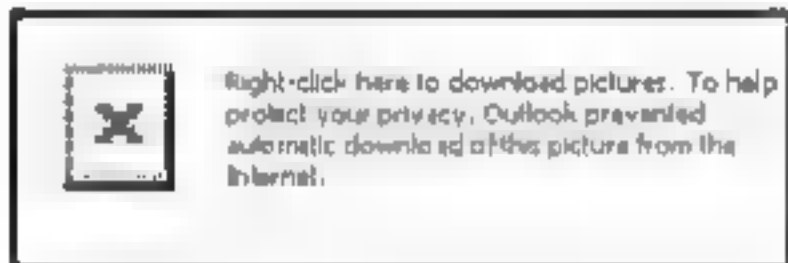
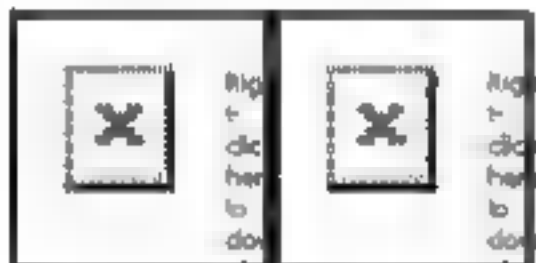
From: Charles, Sam <scharles@suntimes.com>
Sent: Tuesday, February 19, 2019 5:35 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx refusal

Hey Tandra,

Any chance you could send me the statement about Foxx recusing herself from the Smollett case?

Thanks

--

	Sam Charles Reporter Metro
	p: (312) 321-2843 m: (708) 638-4466 e: scharles@suntimes.com chicago.suntimes.com <u>30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</u>

--

	Sam Charles Reporter Metro
	p: (312) 321-2843 m: (708) 638-4466 e: scharles@suntimes.com chicago.suntimes.com <u>30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</u>

From: Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Sent: Tuesday, February 19, 2019 8:41 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi Tandra,

Are you able to elaborate why Ms. Foxx has recused herself from the Smollett investigation? Some are reporting she may be a distant relative of Jussie. Are you able to confirm that?

Best,
Barb

Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 8:48 PM
To: Markoff, Barbara A. (WLS-TV)
Subject: Re: Smollett

Hi Barb,

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Feb 19, 2019, at 8:41 PM, Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com> wrote:

>

> Hi Tandra,

> Are you able to elaborate why Ms. Foxx has recused herself from the Smollett investigation? Some are reporting she may be a distant relative of Jussie. Are you able to confirm that?

> Best,

> Barb

>

> Sent from my iPhone

From: Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Sent: Tuesday, February 19, 2019 9:05 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

Thanks Tandra. Would it impede the investigation to share what the potential conflict(s) could be?

Sent from my iPhone

> On Feb 19, 2019, at 8:48 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

>

> Hi Barb,

>

> Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

>

> Tandra R. Simonton

> Chief Communications Officer

> Cook County State's Attorney's Office

> 312-603-1848 direct

> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

>

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>>

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>> Are you able to elaborate why Ms. Foxx has recused herself from the Smollett investigation? Some are reporting she may be a distant relative of Jussie. Are you able to confirm that?

>> Best,

>> Barb

>>

>> Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, February 19, 2019 9:07 PM
To: Markoff, Barbara A. (WLS-TV)
Subject: Re: Smollett

We have no further comment. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Feb 19, 2019, at 9:04 PM, Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com> wrote:

>

> Thanks Tandra. Would it impede the investigation to share what the potential conflict(s) could be?

>

> Sent from my iPhone

>

>> On Feb 19, 2019, at 8:48 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

>>

>> Hi Barb,

>>

>> Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

>>

>> Tandra R. Simonton

>> Chief Communications Officer

>> Cook County State's Attorney's Office

>> 312-603-1848 direct

>> 312-603-3423 main

>> email:tandra.simonton@cookcountyil.gov

>>

>>> On Feb 19, 2019, at 8:41 PM, Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com> wrote:

>>>

>>> Hi Tandra,

>>> Are you able to elaborate why Ms. Foxx has recused herself from the Smollett investigation? Some are reporting she may be a distant relative of Jussie. Are you able to confirm that?

>>> Best,

>>> Barb

>>>

>>> Sent from my iPhone

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, February 19, 2019 9:36 PM
To: dbabwin@ap.org
Subject: Re: SA Foxx recusal

Hi Don -
Just making sure you received this. Thanks.

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Lisa Sharmat <Lisa.Sharmat@FOXTV.COM>
Sent: Wednesday, February 20, 2019 7:23 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Rafer Weigel; Anita Padilla; Scott Schneider; WFLD Assignment Desk
Subject: RE: FOX CHICAGO NEWS REQUEST

Good Morning Tandra:

Thank you for yesterday's statement.

This morning, we would like to know what the impartiality may be in the Smollett case?
Our morning team is receiving social media comments about it. We want to learn a bit more to share with the audience.
Please reply all.

Thanks,
Lisa

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, February 19, 2019 8:01 PM
To: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Cc: Rafer Weigel <Rafer.Weigel@FOXTV.COM>; WFLD Assignment Desk <WFLDAssignmentDesk@FOXTV.COM>
Subject: Re: FOX CHICAGO NEWS REQUEST

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 19, 2019, at 7:58 PM, Tiffany Smith <Tiffany.Smith@FOXTV.COM> wrote:

Tandra, can you send the statement about Kim Foxx recusing herself along with the reason.

This is the info that was send to ABC News: "Out of an abundance of caution, the decision to recuse herself was made to address potential questions of impartiality based upon familiarity with potential witnesses in the case," a spokeswoman told ABC News via email.

Can you confirm?

From: Tiffany Smith

Sent: Tuesday, February 19, 2019 5:38 PM

To: 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>

Cc: Rafer Weigel <Rafer.Weigel@FOXTV.COM>; WFLD Assignment Desk
<WFLDAssignmentDesk@FOXTV.COM>

Subject: FOX CHICAGO NEWS REQUEST

Importance: High

Hello. Can you send the statement about Kim Foxx recusing herself from the Smollett case?

From: Edwards, Brad A <baedwards@cbs.com>
Sent: Wednesday, February 20, 2019 7:39 AM
To: TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: Recusal

Morning ::

Requesting further information on Ms. Foxx's recusal. Specifically an explanation of "familiarity with potential witnesses in the case."

Thx.

best,
be
@tvbrad

From: Lisa Sharmat <Lisa.Sharmat@FOXTV.COM>
Sent: Wednesday, February 20, 2019 8:35 AM
To: TANDRA SIMONTON (States Attorney)
Cc: WFLDAM; WFLD Assignment Desk
Subject: CAN YOU CONFIRM THIS CBS REPORT?

Tandra:
Can you confirm this from CBS?

Two men once considered potential suspects in the alleged attack on Empire actor Jussie Smollett were moments away from testifying to a Cook County grand jury, before a last-minute phone call from Smollett's defense team convinced prosecutors to postpone the testimony.

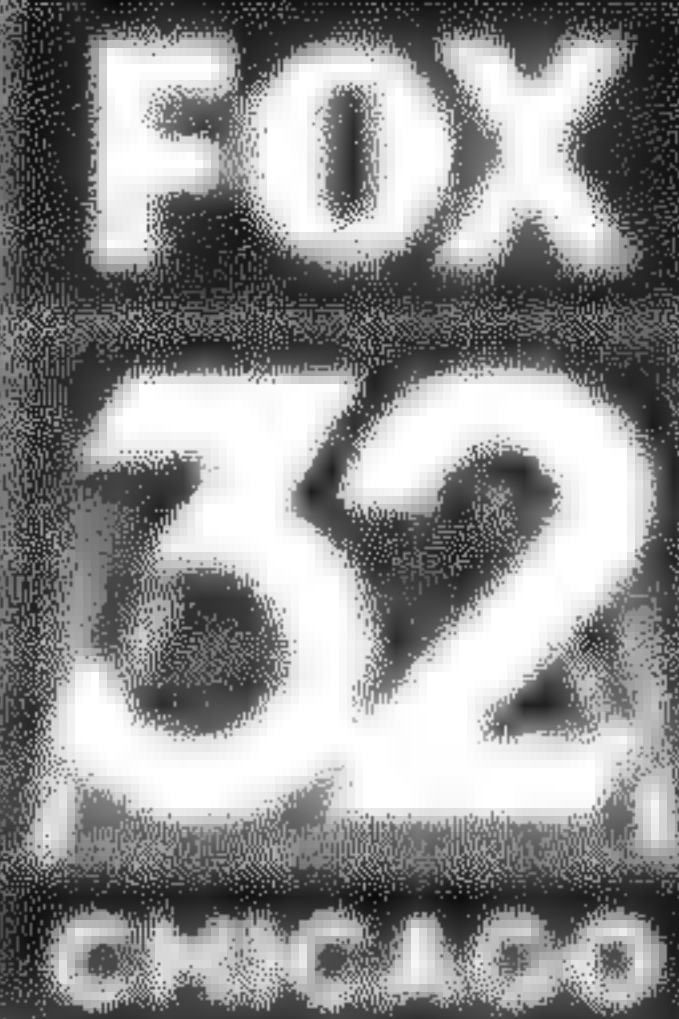
CBS News has learned the brothers were waiting outside the grand jury chambers at the Leighton Criminal Courthouse on Tuesday, just minutes from testifying, when the Cook County State's Attorney's office got a call from Smollett's lawyers.



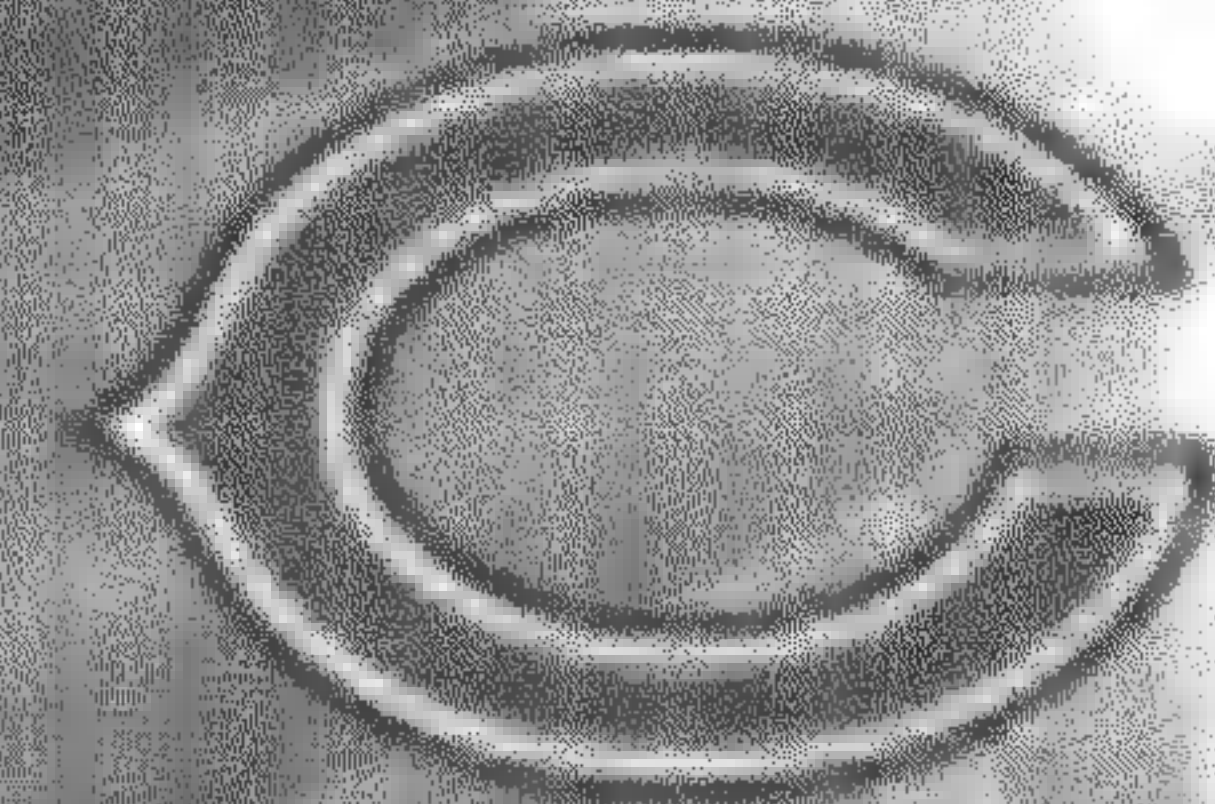
Lisa Sharmat | Assignment Editor | Lisa.Sharmat@FoxTV.com

FOX32: 312.565.5533 | twitter: @FoxNewsGal

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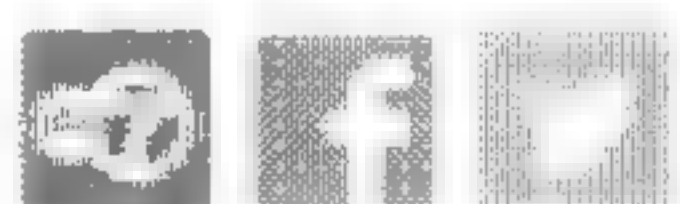


From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, February 20, 2019 8:41 AM
To: TANDRA SIMONTON (States Attorney)
Subject: PLEASE RESPOND

TANDRA IS THERE ANYTHING YOU CAN TELL US REGARDING THE SMOLLETT CASE TODAY.. PLEASE CALL 312-750-7381 PLEASE CALL CARLEEN THANKS



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 8:56 AM
To: KIERA ELLIS (States Attorney)
Subject: Fwd: PLEASE RESPOND

This is her previous email before she asked for you.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: "Mosbach, Carleen R. (WLS-TV)" <Carleen.R.Mosbach@abc.com>
Date: February 20, 2019 at 8:41:06 AM CST
To: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Subject: PLEASE RESPOND

TANDRA IS THERE ANYTHING YOU CAN TELL US REGARDING THE SMOLLETT CASE TODAY.. PLEASE CALL
312-750-7381 PLEASE CALL CARLEEN THANKS



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: MARY CAROL ZIEGLER (States Attorney)
Sent: Wednesday, February 20, 2019 9:52 AM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: calls today

Good Morning Ladies,

There were TEN VM this a.m. and already 8 phone calls regarding the Jussie Smollett investigation
And our office. Can you please tell me what to tell these callers that are screaming and swearing about their tax dollars
Being used on this case etc etc. I have just been saying I will pass along their message.

Lots of media calls as well.

MC

Mary Carol Ziegler
Receptionist Executive Offices

Cook County State's Attorney
69 W. Washington, Suite 3200
Chicago, IL 60602
Phone: 312.603.1880

From: Tobin, Michael <Michael.Tobin@FOXNEWS.COM>
Sent: Wednesday, February 20, 2019 10:25 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: Hi Tandra

Hi Tandra,

Can you confirm that a grand jury proceeding was getting started yesterday in the Smollett case?

Was a potential conflict of interest presented in the early stages of that process?

> On Feb 19, 2019, at 6:29 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>

> State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

>

> Tandra R. Simonton

> Chief Communications Officer

> Cook County State's Attorney's Office

> 312-603-1848 direct

> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

>

>> On Feb 19, 2019, at 6:27 PM, Tobin, Michael <Michael.Tobin@FOXNEWS.COM> wrote:

>>

>> Could I get the statement about Kim Foxx recusing herself?

>>

>> This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: Puente, Maria <mpuente@usatoday.com>
Sent: Wednesday, February 20, 2019 10:27 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re R. Kelly

Checking on status, anything to report today re whatever is happening that is public?
Also, when you say Foxx has recused herself from the Smollett case, does that mean just her or all the prosecutors in her office? That case is not being dropped by the SA's office in Cook County and transferred elsewhere, right? Because AP was not clear on this...

MARIA PUENTE
Entertainment Reporter, LIFE
USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108
Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them!
No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Patrick Smith <psmith@wbez.org>
Sent: Wednesday, February 20, 2019 10:48 AM
To: KIERA ELLIS (States Attorney)
Subject: Thank you

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Kiera,

Thanks so much for meeting with me yesterday. I talked with my editor and team about the off-the-record meetings and the justice hack idea, and everyone was very excited about both.

You said it would be best to set up a meeting with Joe Magats first. We'd love to sit down with him next week if possible. For the four of us, it looks like Tuesday, Wednesday or Friday would be best. You tell what works best for you.

On the justice hack presentation, my editor was really excited about hosting and inviting other newsrooms. He is checking on what our windows are to use our big conference room next month. I will let you know as soon as I do.

Please give me a call if there's anything coming on Smollett or R. Kelly.

Thanks again,

Patrick

Patrick Smith | Criminal Justice Reporter
O 312.893.8560 C 248.224.6645
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: CHLOE RASMAS (States Attorney)
Sent: Wednesday, February 20, 2019 11:18 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: FW: Freedom of Information Act Request

FYI

From: Thomas, David <dthomas@lawbulletinmedia.com>
Sent: Wednesday, February 20, 2019 11:06 AM
To: SAO FOIA (States Attorney) <SAO.FOIA@cookcountyil.gov>
Subject: Freedom of Information Act Request

Ms. Chloe K. Rasmus
Freedom of Information Act Officer
Cook County State's Attorney's Office
69 West Washington St., Suite 3200
Chicago, Illinois 60602

Re: Illinois Freedom of Information Act Request

Dear Ms. Rasmus:

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records: Any emails, correspondence or records between State's Attorney Kimberly M. Foxx and her staff and external persons or agencies regarding Jussie Smollett and the Fox TV show "Empire."

I understand that the Act permits a public body to charge a reasonable copying fee not to exceed the actual cost of reproduction and not including the costs of any search or review of the records. 5 ILCS 140/6. I am willing to pay fees for this request up to a maximum of \$200. If you estimate that the fees will exceed this limit, please inform me first. However, the law allows you to impose a waiver or reduction of fees when information is sought in the public interest, as is the case for this request. I am a staff writer for the Chicago Daily Law Bulletin and my request is related to news gathering purposes. The public has a right to know about the state's attorney's relationship with Smollett.

I look forward to hearing from you in writing within five working days, as required by the Act 5 ILCS 140(3). Thank you for considering and responding to this request.

Sincerely,

David Thomas
Reporter
Law Bulletin Media
415 N State St
Chicago, IL 60610
O: +1 312 644 4204
C: +1 571 265 5171
dthomas@lawbulletinmedia.com

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, February 20, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Jennifer Struzik
Subject: Freedom of Information Act request

Good Afternoon Tandra,

Pursuant to the Freedom of Information Act, 5 ILCS 140, and since Kim Foxx is an elected official and has an obligation as an elected official to give specific reasons for her recusal, we are requesting the following from the Cook County State's Attorney office.

We would like to a copy of the Recusal process that the Cook County State Attorney office has in place.

We are also requesting any and all documents, emails, notes, memos regarding the decision of Kim Foxx to recuse herself and hand the Smollett investigation off to First Assistant State's Attorney Joseph Magats.

We are requesting Under the Illinois Freedom of Information Act, 5 ILCS 140, any signed document from Kim Foxx regarding her recusal and any documentation explaining what Kim Foxx's recusal would consist of. For example, since she is the elected official of the Cook County State's Attorney office, which makes her the person in charge, we would like a clear definition of what First Assistant State's Attorney Joseph Magats responsibilities are for this particular case. Will he still have to answer to Kim Foxx since she is the person elected to run the Cook County State's Attorney office.

We also would like a copy of any debate, discussion, notes regarding why seeking out another agency (i.e., State's Attorney from surrounding county) was not done.

Your prompt response to our Illinois Freedom of Information Act, 5 ILCS 140, is appreciated.

Your lack of response to this Illinois Freedom of Information Act, 5 ILCS 140, will result in our having to forward to our legal team.

Sincerely,
Lisa Vucsko

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

www.fox32chicago.com

205 North Michigan Avenue, Chicago, IL 60601

Assignment Desk: **312-565-5533**

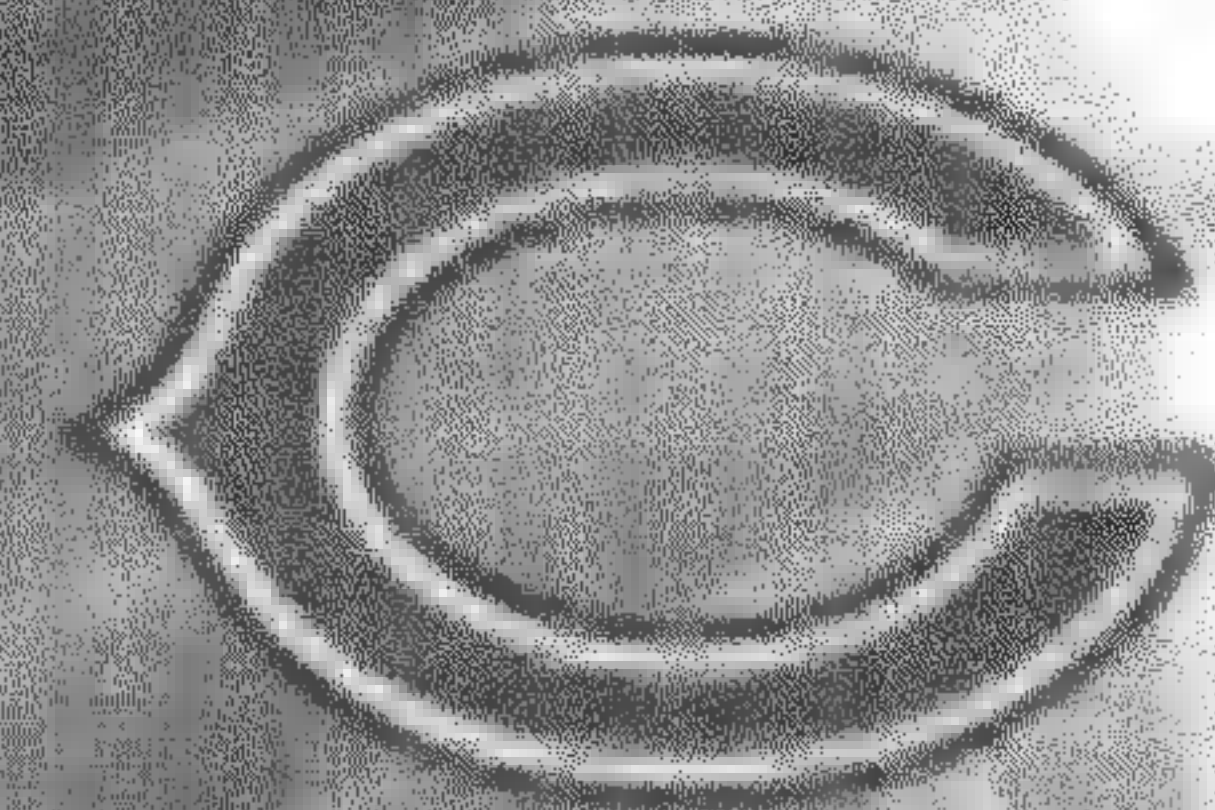
cell: **815-342-4140** / **@vucsko**

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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 11:55 AM
To: Lisa Vucsko
Cc: Jennifer Struzik
Subject: Re: Freedom of Information Act request

Please forward your request to FOIA officer Chloe Rasmus at sao.foia@cookcountyil.gov. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, February 20, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Jennifer Struzik
Subject: Freedom of Information Act request

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Sincerely,
Lisa Vucsko

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

www.fox32chicago.com

205 North Michigan Avenue, Chicago, IL 60601

Assignment Desk: 312-565-5533

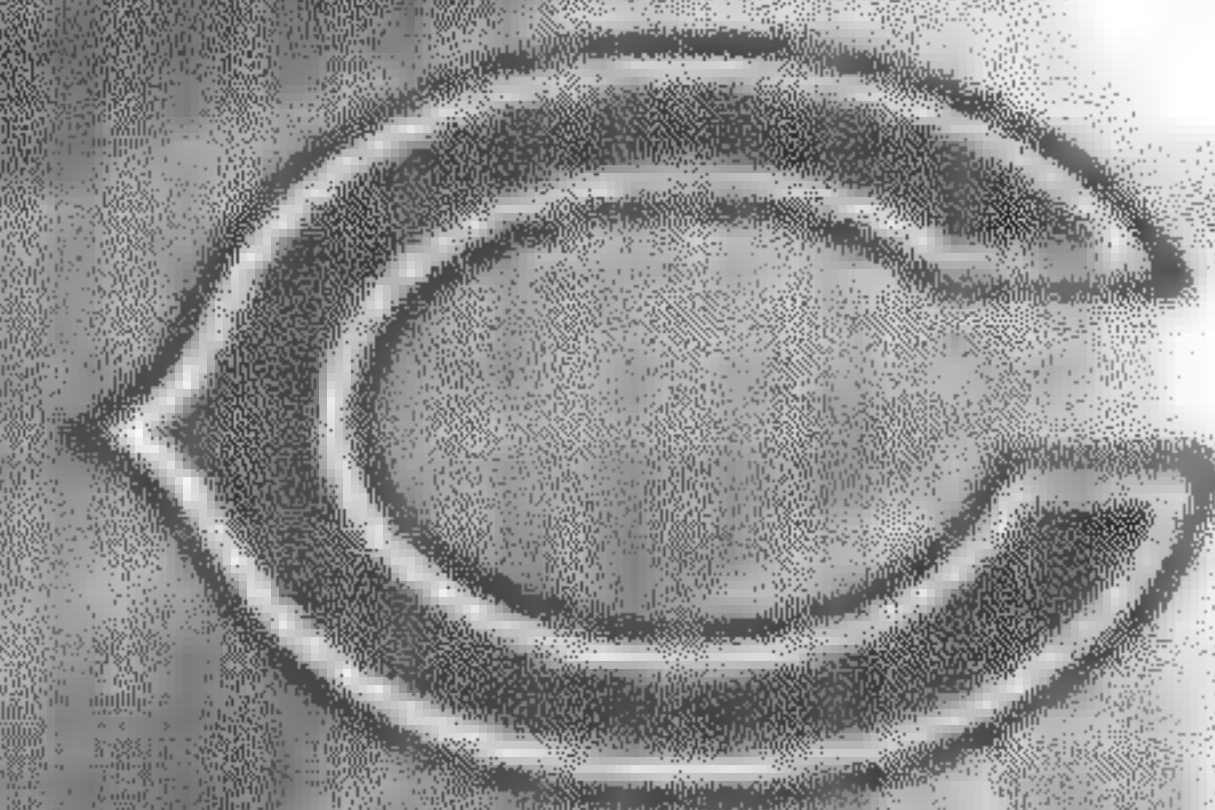
cell: 815-342-4140 / @vucsko

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Sent: Wednesday, February 20, 2019 11:58 AM
To: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney)
Subject: Fw: Freedom of Information Act request

FYI - t

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, February 20, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Jennifer Struzik
Subject: Freedom of Information Act request

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Sincerely,
Lisa Vucsko

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

www.fox32chicago.com

205 North Michigan Avenue, Chicago, IL 60601

Assignment Desk: 312-565-5533

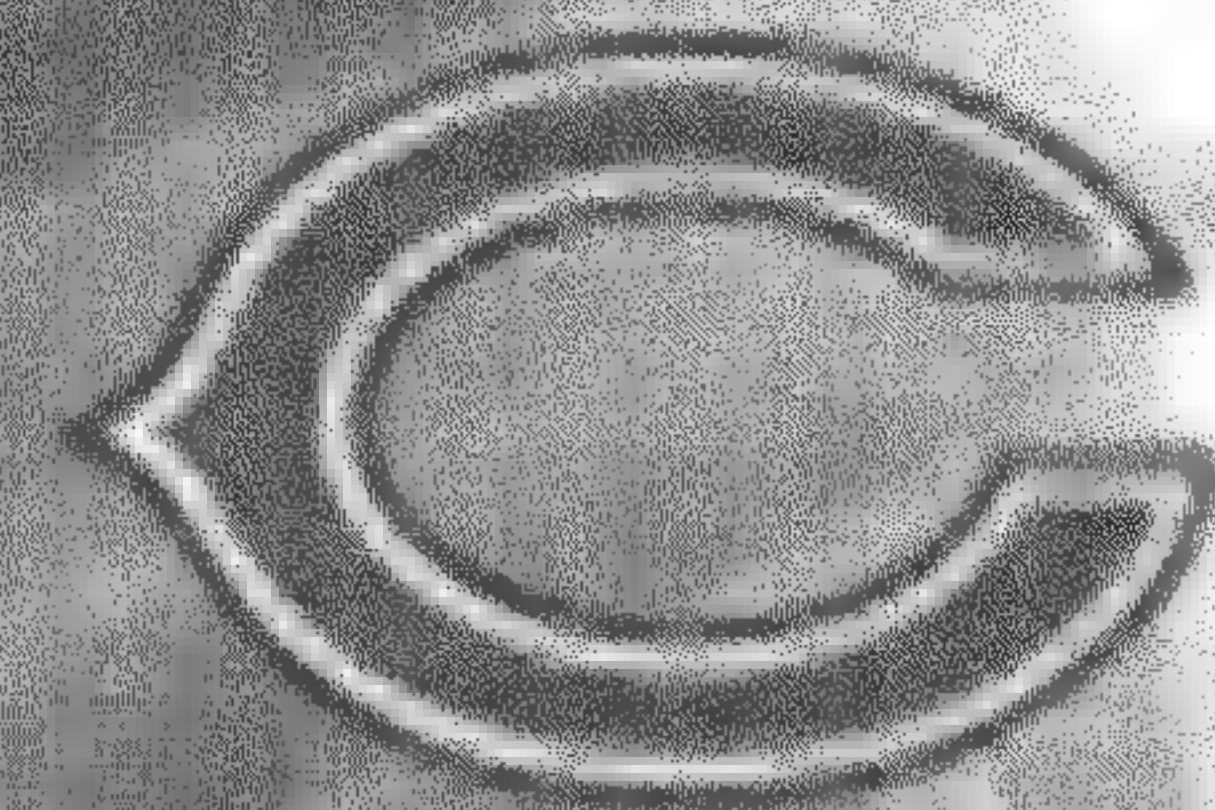
cell: 815-342-4140 / @vucsko

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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 12:12 PM
To: CHLOE RASMAS (States Attorney)
Subject: Fw: Freedom of Information Act request

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, February 20, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Jennifer Struzik
Subject: Freedom of Information Act request

Good Afternoon Tandra,

Pursuant to the Freedom of Information Act, 5 ILCS 140, and since Kim Foxx is an elected official and has an obligation as an elected official to give specific reasons for her recusal, we are requesting the following from the Cook County State's Attorney office.

We would like to a copy of the Recusal process that the Cook County State Attorney office has in place.

We are also requesting any and all documents, emails, notes, memos regarding the decision of Kim Foxx to recuse herself and hand the Smollett investigation off to First Assistant State's Attorney Joseph Magats. We are requesting Under the Illinois Freedom of Information Act, 5 ILCS 140, any signed document from Kim Foxx regarding her recusal and any documentation explaining what Kim Foxx's recusal would consist of. For example, since she is the elected official of the Cook County State's Attorney office, which makes her the person in charge, we would like a clear definition of what First Assistant State's Attorney Joseph Magats responsibilities are for this particular case. Will he still have to answer to Kim Foxx since she is the person elected to run the Cook County State's Attorney office.

We also would like a copy of any debate, discussion, notes regarding why seeking out another agency (i.e., State's Attorney from surrounding county) was not done.

Your prompt response to our Illinois Freedom of Information Act, 5 ILCS 140, is appreciated.

Your lack of response to this Illinois Freedom of Information Act, 5 ILCS 140, will result in our having to forward to our legal team.

Sincerely,
Lisa Vucsko

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

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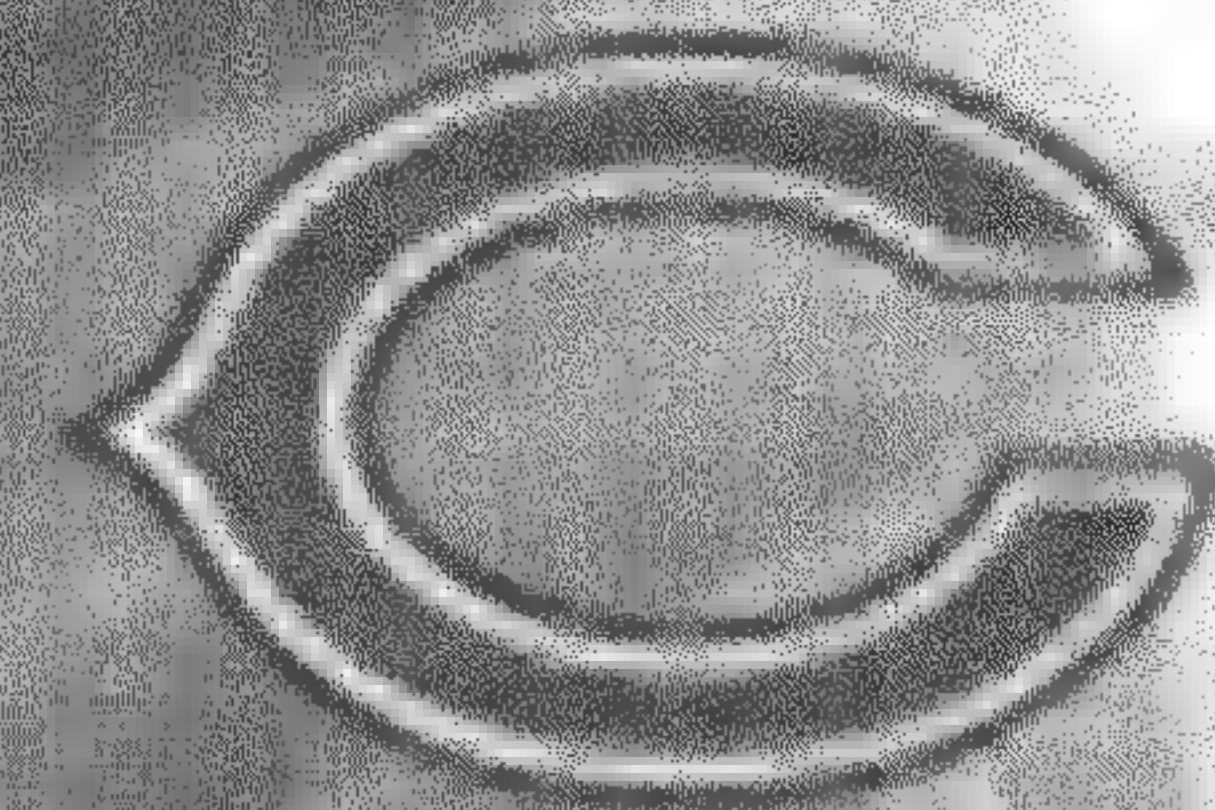
cell: 815-342-4140 / @vucsko

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OFFICIAL HOME OF THE
CHICAGO BEARS



From: Luque, Carly E <CELuque@cbs.com>
Sent: Wednesday, February 20, 2019 12:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi,
Anything you can say about Jussie Smollett and legal team meeting with the State's Attorney's office? When and where
😊



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Wednesday, February 20, 2019 12:28 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deadline question ...

Hi Tandra –

Lisa Donovan, here. I write the Tribune's afternoon politics newsletter The Spin these days. Checking in on a couple of things. One is a deadline question. Anita Alvarez posted a story about Kim Foxx recusing herself in the Smollett case with the comment: "Maybe I should have just recused myself from the difficult cases that came across my desk when I was State's Attorney. I was under the impression that when the voters elected me and I took my oath of office it meant I had to do my job."

Do you guys want to comment? Would need it by 2 p.m. to make my deadline.

Secondly, I know reporters here and beyond are asking for an explanation on the recusal. If Ms. Foxx wants to chat with me about it. I could come over to the office for a sit-down, etc.

Thanks for your consideration. Hope all is well your way.

Lisa

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 12:37 PM
To: KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Deadline question ...

FYI - are we responding to this?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Wednesday, February 20, 2019 12:27 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deadline question ...

Hi Tandra –

Lisa Donovan, here. I write the Tribune's afternoon politics newsletter The Spin these days. Checking in on a couple of things. One is a deadline question. Anita Alvarez posted a story about Kim Foxx recusing herself in the Smollett case with the comment: "Maybe I should have just recused myself from the difficult cases that came across my desk when I was State's Attorney. I was under the impression that when the voters elected me and I took my oath of office it meant I had to do my job."

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Lisa

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Wednesday, February 20, 2019 12:44 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC Request

Hi Tandra,

Following up on my voicemail with regard to Smollett.

Are prosecutors meeting with the Osundairo brothers again today?

Is a grand jury being convened to hear evidence in this case?

If so, would that grand jury be hearing testimony/evidence AGAINST Mr. Smollett?

Are any charges pending?

Would you describe the Osundairo Brothers as “cooperating witnesses?”

Are prosecutors meeting with Smollett’s legal team?

Can you be more specifics as to what witnesses State’s Attorney Foxx would be familiar with requiring her recusal?

Thanks
Ash-har Quraishi
NBC5
312-802-6999

Sent from my iPhone

From: Jones, Will R. (WLS-TV) <Will.R.Jones@abc.com>
Sent: Wednesday, February 20, 2019 12:59 PM
To: TANDRA SIMONTON (States Attorney)
Subject: ABC 7

Hi Tandra,

I'm just checking in on what the latest is on Jussie Smollett. We have heard that the brothers were interviewed yesterday by prosecutors. Can you confirm? Do you all plan to interview Jussie Smollett?

Also, why exactly did State's Attorney Kim Foxx step down?

Overall, I am just looking for any update your office can provide?

Thanks!

Will Jones
Reporter
ABC 7 Chicago
Cell: 773-270-7090
Email: will.r.jones@abc.com

From: Crews, Julian <jcrews@wgntv.com>
Sent: Wednesday, February 20, 2019 1:13 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Tandra,

I'm working Smollett latest for WGN Evening News.

**** for planning purposes only****

**** not to be reported****

Just trying to get ready for what's to come

Are you expecting any statements or press conferences this afternoon? Regarding the Smollett investigation?

Julian Crews
WGN-TV News
General Assignments Reporter
WGN Cruisin' Travel Series
773-351-8423
jcrews@wgntv.com

Sent from my iPhone

From: Larry [REDACTED]
Sent: Wednesday, February 20, 2019 1:56 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Recusal

I'm doing s follow today on the recusal, with some legal ethics experts suggesting more explanations were needed. Anything you can add, either on the record or on background? Just FYI, there is speculation that Kim's brother , an actor, may have known some of the players here. Thanks, Larry

Larry Yellen
WFLD TV
Cell 312 401 5669
Work 312 565 5476
@Larryyellen

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 2:22 PM
To: JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney)

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 2:22 PM
To: JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney)
Subject: Statement

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From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 2:33 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Statement

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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 2:49 PM
To: Larry
Subject: Re: Recusal

We will send you something shortly. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Larry [REDACTED]
Sent: Wednesday, February 20, 2019 1:56 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Recusal

I'm doing s follow today on the recusal, with some legal ethics experts suggesting more explanations were needed. Anything you can add, either on the record or on background? Just FYI, there is speculation that Kim's brother , an actor, may have known some of the players here. Thanks, Larry

Larry Yellen
WFLD TV
Cell 312 401 5669
Work 312 565 5476
@Larryyellen

From: ALAN SPELLBERG (States Attorney)
Sent: Wednesday, February 20, 2019 3:01 PM
To: APRIL PERRY (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: Authority of Assistant State's Attorneys
Attachments: People v. Walls_ 346 Ill. App. 3d 1154 (1).pdf; People v. Cichon_ 354 Ill. App. 3d 200 (1).pdf; People ex rel. Barrett v. Board of Comm_rs_ 11 Ill. App (1).pdf; Office of the Cook County State_s Attorney v. Illinois (1).pdf

April and Joe

Here are the points I think are relevant:

(1) - 55 ILCS 5/3-9008 - "Appointment of attorney to perform duties."

(a) (Blank).

(a-5) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney is sick, absent, or unable to fulfill his or her duties. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney is sick, absent, or otherwise unable to fulfill his or her duties. If the court finds that the State's Attorney is sick, absent, or otherwise unable to fulfill his or her duties, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

(a-10) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney has an actual conflict of interest in the cause or proceeding. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney has an actual conflict of interest in the cause or proceeding. If the court finds that the petitioner has proven by sufficient facts and evidence that the State's Attorney has an actual conflict of interest in a specific case, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

(a-15) Notwithstanding subsections (a-5) and (a-10) of this Section, the State's Attorney may file a petition to recuse himself or herself from a cause or proceeding for any other reason he or she deems appropriate and the court shall appoint a special prosecutor as provided in this Section.

(a-20) Prior to appointing a private attorney under this Section, the court shall contact public agencies, including, but not limited to, the Office of Attorney General, Office of the State's Attorneys Appellate Prosecutor, or local State's Attorney's Offices throughout the State, to determine a public prosecutor's availability to serve as a special prosecutor at no cost to the county and shall appoint a public agency if they are able and willing to accept the appointment. An attorney so appointed shall have the same power and authority in relation to the cause or proceeding as the State's Attorney would have if present and attending to the cause or proceedings.

(b) In case of a vacancy of more than one year occurring in any county in the office of State's attorney, by death, resignation or otherwise, and it becomes necessary for the transaction of the public business, that some competent attorney act as State's attorney in and for such county during the period between the time of the occurrence of such vacancy and the election and qualification of a State's attorney, as provided by law, the vacancy shall be filled upon the written request of a majority of the circuit judges of the circuit in which is located the county where such vacancy exists, by appointment as provided in The Election Code of some competent attorney to perform and discharge all the duties of a State's attorney in the said county, such appointment and all authority thereunder to cease upon the election and qualification of a State's attorney, as provided by law. Any attorney appointed for any reason under this

Section shall possess all the powers and discharge all the duties of a regularly elected State's attorney under the laws of the State to the extent necessary to fulfill the purpose of such appointment, and shall be paid by the county he serves not to exceed in any one period of 12 months, for the reasonable amount of time actually expended in carrying out the purpose of such appointment, the same compensation as provided by law for the State's attorney of the county, apportioned, in the case of lesser amounts of compensation, as to the time of service reasonably and actually expended. The county shall participate in all agreements on the rate of compensation of a special prosecutor.

(c) An order granting authority to a special prosecutor must be construed strictly and narrowly by the court. The power and authority of a special prosecutor shall not be expanded without prior notice to the county. In the case of the proposed expansion of a special prosecutor's power and authority, a county may provide the court with information on the financial impact of an expansion on the county. Prior to the signing of an order requiring a county to pay for attorney's fees or litigation expenses, the county shall be provided with a detailed copy of the invoice describing the fees, and the invoice shall include all activities performed in relation to the case and the amount of time spent on each activity.

Note that under subsections (a-5) ("sick, absent or unable to fulfill her duties"), (a-10) ("has an actual conflict of interest") and (a-15) ("recuse[s] . . . herself from a cause or proceeding for any other reason . . . she deems appropriate"), a special prosecutor is appointed to handle that specific matter in place of the State's Attorney. In contrast, under subsection (b), when the State's Attorney's position is vacant, another attorney is appointed to "act as State's attorney in and for such county during the period between the time of the occurrence of such vacancy and the election and qualification of a State's attorney."

Also, note that the ability to recuse from a particular case is very broad, but it triggers the appointment of a special prosecutor by the court, not simply the transfer of authority to another attorney of her choosing. See also People ex rel. Alvarez v. Gaughan, 2016 IL 120110, ¶¶ 26-30; People ex rel. Kuntsman v. Nagano, 389 Ill. 231, 249-50 (1945) (holding that each elected State's Attorney is vested with constitutional and common law authority which cannot be transferred to another attorney).

(2) People ex rel. Barrett v. Board of Comm'rs, 11 Ill. App. 3d 666, 669 (1st Dist 1973)

- In this case (which involved a fee dispute over how much a special State's Attorney who was appointed to represent the Cook County Clerk in a mandamus case against the Board, should be paid) the Appellate Court highlighted the difference between a Special State's Attorney and an Acting State's Attorney:

"When an acting State's Attorney is appointed to fill a vacancy, he takes over the entire resources of the office, including staff, clerical personnel, and offices. On the other hand, **a special State's Attorney must use his own staff and office resources in the completion of the assigned task.**"

(emphasis added)

(3) Office of the Cook County State's Attorney v. Illinois Local Labor Relations Bd., 166 Ill. 2d 296 (1995)

- In this case, the Supreme Court held that Assistant State's Attorneys could not form a union because they are "are in essence surrogates for the State's Attorney in carrying out [her statutory] duties." Id. at 303. Importantly, the Court stated:

"We believe that the legislative purpose in creating the office of Assistant State's Attorney, was to provide an official who should have full power to act in the case of the absence or sickness of the State's Attorney, or in the case of his being otherwise engaged in the discharge of the duties of office, in the same manner and to the same extent that the State's Attorney could act.'" (quoting People v. Nahas, 9 Ill. App. 3d 570, 576 (3d Dist. 1973)).

Id. at 304.

(4) People v. Chicon, 354 Ill. App. 3d 200 (3rd Dist. 2004)

- This case noted that under section 3-9008, the trial court may "appoint as a special prosecutor any uninterested, licensed attorney."

(5) People v. Walls, 346 Ill. App. 3d 1154 (5th Dist. 2004)

- This case held that because the ILSAAP lawyer did not have the lawful authority to prosecute the case in the circuit court, the case would have been dismissed and the prosecution declared invalid had the defendant made a timely objection. The court explained:

Defendant's next argument is that the trial was a nullity because the attorney for the Office of the State's Attorneys Appellate Prosecutor who appeared in this case did not have the statutory authority to assist in the prosecution of this aggravated-criminal-sexual-assault charge.

Before the trial, this case had been handled exclusively by Jefferson County assistant State's Attorney Nicole Villani. On the day of the trial, David Rands, a prosecutor from the Office of the State's Attorneys Appellate Prosecutor (SAAP), appeared with Ms. Villani and entered his appearance, whereupon he subscribed an oath before the circuit court as "special assistant State's Attorney." Defense counsel objected to Mr. Rands' assistance, stating, "I would object to his assistance at this time due to the fact that the State's Attorney's [***11] budget is and with-in addition to its extra resources available, it creates an unfair advantage to the State to have such assistance." Defendant failed to object to Rands' participation on the basis that he did not have the statutory authorization to participate in the prosecution of this case. The circuit court overruled the objection, and defendant did not contend in his motion for a new trial that Rands' participation was unauthorized.

Defendant relies on this court's decision in People v. Ward, 326 Ill. App. 3d 897, 762 N.E.2d 685, 261 Ill. Dec. 116 (2002). In Ward, this court held that the assistance of a SAAP attorney in a drug prosecution rendered that prosecution void, in that the special attorney was not authorized by statute to assist in the prosecution and, further, that the court record was devoid of an order appointing the attorney as a special assistant State's Attorney.

Several months later, our court distinguished People v. Ward in People v. Woodall, 333 Ill. App. 3d 1146, 777 N.E.2d 1014, 268 Ill. Dec. 91 (2002). In Woodall, the court found that while the SAAP attorneys were court-appointed "special assistant State's Attorneys," the act of appointment was of no legal consequence because the SAAP attorneys lacked statutory authority to prosecute the matter, based on the language of the SAAP's enabling statute. However, the court in Woodall later noted that the defense team in the case had not complained about the use of the SAAP, and the court found that the wrongful participation of a SAAP attorney did not render the prosecution void, because the circuit court had subject matter jurisdiction over the prosecution as a result of the charges validly initiated by the State's Attorney and because personal jurisdiction had been acquired when the defendant appeared and joined the issues with a plea. The court in Woodall distinguished Ward, stating:

"Ward should not be read as the source of a novel jurisdictional rule that would void all convictions procured by licensed attorneys who, for whatever reason, mistakenly believe that they are authorized to act on the State's behalf and who are permitted to do so by those being prosecuted. **Any defect in an attorney's appointment process or in his or her authority to represent the State's interests on a given matter is not fatal to the circuit court's power to render a**

judgment. The right to be prosecuted by someone with proper prosecutorial authority is a personal privilege that may be waived if not timely asserted in the circuit court." Woodall, 333 Ill. App. 3d at 1159, 777 N.E.2d at 1024-25.

We believe that Woodall controls this case in that it holds that even if an appointment is defective, the defective appointment of special assistant prosecutors does not nullify a judgment of conviction. Additionally, we note that as in Woodall, the only objection defendant had to Rands' participation was that Rands' participation gave the State an unfair advantage in terms of the number of prosecutors and financial resources available to the State. Thus, unlike the defendant in Ward, who complained that the SAAP did not have authority pursuant to the statute, defendant in this case only objected for financial reasons and only now objects to the use of the SAAP for statutory reasons. Therefore, we find that defendant has forfeited this issue.

346 Ill. App. 3d at 1160-61 (emphasis added).

My conclusion from all of these authorities is that while the State's Attorney has the complete discretion to recuse herself from any matter, she cannot simply direct someone (even the First Assistant) to act in her stead.

(In addition, I believe Judge Biebel reached a similar conclusion when he ruled that State's Attorney Devine's attempt to wall himself off from the Burge cases by delegating the full authority to Pat Driscoll the head of the Civil Bureau was insufficient to avoid the conflict that applied to the entire Office based on Devine's prior role as Burge's attorney. I am looking for that order but haven't been able to find it yet).

Let me know if you have any questions.

Alan

Alan J. Spellberg
Supervisor, Criminal Appeals Division
Cook County State's Attorney's Office
(312) 603-5632 (phone)
(312) 603-2847 (fax)
Alan.Spellberg@cookcountyil.gov

**People v. Walls**

Appellate Court of Illinois, Fifth District

March 19, 2004, Filed

NO. 5-01-0771

Reporter

346 Ill. App. 3d 1154 *; 806 N.E.2d 712 **; 2004 Ill. App. LEXIS 270 ***; 282 Ill. Dec. 415 ****

THE PEOPLE OF THE STATE OF ILLINOIS,
Plaintiff-Appellee, v. MICHAEL A. WALLS,
Defendant-Appellant.

Subsequent History: Appeal denied by People v.
Walls, 2004 Ill. LEXIS 1134 (Ill., Oct. 6, 2004)

Prior History: [***1] Appeal from the Circuit
Court of Jefferson County. No. 00-CF-404.
Honorable Terry H. Gamber, Judge, presiding.

Disposition: Affirmed.

Judges: JUSTICE DONOVAN delivered the
opinion of the court. CHAPMAN, P.J., concurs.
JUSTICE KUEHN, specially concurring.

Opinion by: DONOVAN

Opinion

[*1156] [****417] [**714] JUSTICE
DONOVAN delivered the opinion of the court:

Defendant, Michael A. Walls, appeals his conviction of aggravated criminal sexual assault. Defendant raises the following three contentions on appeal to this court: (1) he was denied a fair trial when the court prevented him from presenting evidence attacking the complaining witness's credibility with a prior false accusation of a crime, (2) the trial was a nullity based on the use of a special assistant State's Attorney, and (3) section 12-14(d)(2) of the Criminal Code of 1961 (Criminal Code) (720 ILCS 5/12-14(d)(2) (West

2000)), which mandates a term of natural-life imprisonment for a second conviction of aggravated criminal sexual assault, is unconstitutional under section 11 of article 1 of the Illinois Constitution because it creates a disproportionate [***2] penalty when compared to other more serious crimes. For the following reasons, we affirm.

BACKGROUND

On November 25, 2000, Kathy, her cousin Jackie, and defendant met at the Corner Tavern in Mt. Vernon, Illinois. Defendant and Kathy had met on an Internet chat room about six months before the incident involved in this case. Later that evening, the threesome left the Corner Tavern in defendant's van and, in search of money, visited the homes of several friends. When they failed to secure any cash, the trio went to Club 57. They left Club 57, and defendant and Kathy dropped Jackie off at the Corner Tavern and proceeded to defendant's trailer to search for money.

Kathy's Testimony and Corroborative Evidence

After entering the trailer, Kathy looked through a jar for money. [*1157] Defendant gave her a beer. Kathy dropped her cigarettes, and when she bent over to pick them up, defendant hit her in the head with a hammer. Defendant then told Kathy to stay down or he would hurt her again. Defendant picked Kathy up and took her into the back bedroom and placed her on the bed. Defendant forced her to get on her hands and knees, tied her hands and feet, [****418] [**715] tied her to the bed, and put a

cloth around [***3] her mouth.

Defendant left the bedroom to go to the bathroom. When he returned, he pulled Kathy's pants and underwear down to her knees and placed his penis in her vagina. After he finished, defendant sat on the bed, untied Kathy, and told her that he was sorry. Defendant also told her that he would not blame her if she went to the police. Defendant then drove Kathy home and again told her he was sorry.

Once inside her home, Kathy woke up her mother and told her that she had been raped. Her mother drove her to Good Samaritan Hospital in Mt. Vernon shortly after 1 a.m. At the hospital, Kathy spoke to several medical staff members and police officers about the incident. Kathy had a large knot on her head, described by hospital staff members as a hematoma. Dr. Richard Garretson, the emergency room physician at Good Samaritan Hospital, testified that the hematoma came from a blow to the head that had been very recent and that he believed that the hematoma was "consistent with the blow from the hammer." Kathy developed bruises on her ankles from being tied up. Medical personnel and police officers described the bruises as ligature marks.

Defendant's Testimony

When defendant and Kathy [***4] entered defendant's trailer, Kathy sat on the couch and asked defendant for a cigarette. Defendant gave Kathy his last beer. Defendant testified that Kathy seemed frustrated and angry because they could not come up with any money. Defendant stated that he then asked, "What would you say if I just up and just kissed you right here?" Kathy replied, "I got no problem with that." They then started kissing and things got "heated." Defendant and Kathy then stretched out on the couch. Kathy accidentally "bumped her head" on the edge of the couch, and she immediately grabbed her head and claimed she was in pain. Kathy was irritated but finally calmed down. Defendant then suggested they go to the bedroom.

In the bedroom, they removed their clothes and defendant put on a condom before engaging in sexual intercourse. After a few minutes, defendant discovered that the condom had broken. He sat on the bed with his head in his hands. Defendant testified, "[Kathy] commenced to getting in my stuff, getting argumentative with me, [and] telling me [*1158] not only was I broke but I was sexually unsatisfied and apparently didn't know what I was doing, if I was having sex and have [sic] a condom broke [***5] on me." Defendant admitted that he had ejaculated, that he put the condom in the toilet, and that they both got dressed.

Kathy walked out of the trailer door first and got into the van. Defendant then drove Kathy home. After defendant stopped at her residence, Kathy asked for one more cigarette. Defendant testified that he could tell that Kathy was angry when she walked to her home. Defendant waited until Kathy was inside her home and then drove to Kimmie's Bar.

Defendant had one beer at Kimmie's Bar. He tried to start his van to drive home, but it would not start. It took defendant about 15 to 20 minutes to walk home. Defendant went to sleep and awoke the next morning to a knock on the door by the police. Defendant was frightened by the nature of the complaint alleging that he had raped Kathy and by the demeanor of the police. Defendant denied that any sex act had occurred. Defendant basically denied everything because of the way he was approached by the police. He was under the assumption that the police would probably get more rude if he admitted that he had sex with Kathy.

[****419] [**716] Detective Mark Junkins' Testimony

Detective Mark Junkins went to defendant's trailer to investigate Kathy's [***6] complaint. Defendant told Detective Junkins that he had been with Kathy at the Corner Tavern the previous evening. They had traveled around and looked for some money to go to Club 57. After dropping Kathy's cousin off at the Corner Tavern, defendant and Kathy went to his

trailer to look for money. Defendant gave Kathy a beer, and after not finding any money, he drove her home. Defendant denied that he had sexual intercourse with Kathy, denied that she had been on his bed, and denied knowledge of how the condom wrapper the police found came to be in the toilet in his trailer.

Stipulations

Defendant and the State stipulated that the evidence collected at Good Samaritan Hospital was examined at the forensic laboratory. Defendant's semen was found on the rectal swab taken from the underwear worn by Kathy that night.

Jury Verdict and Sentence

The jury found defendant guilty of unlawful restraint and three counts of aggravated criminal sexual assault. At the sentencing hearing on September 24, 2001, the trial court vacated defendant's conviction for unlawful restraint, finding that the offense of unlawful [*1159] restraint is an inherent factor in the charge of aggravated criminal sexual assault. [***7] The court sentenced defendant to natural-life imprisonment on one count of aggravated criminal sexual assault. The court denied defendant's motion to declare section 12-14(d)(2) of the Criminal Code (720 ILCS 5/12-14(d)(2) (West 2000)) unconstitutional and impose a term of imprisonment less than natural-life imprisonment, finding that natural-life imprisonment was mandatory pursuant to the statute, based on defendant's previous conviction in 1985 of aggravated criminal sexual assault.

ANALYSIS

Evidence Attacking Kathy's Credibility

Defendant's first issue on appeal is whether he was denied a fair trial because the court prevented him from presenting evidence attacking Kathy's credibility with a prior false accusation of an offense. Before the trial, the State filed a motion *in limine* to prevent the defense from introducing

testimony that Kathy had made a prior criminal complaint of domestic battery against her husband, Tony, and that at some time later she filed a document with her husband's attorney recanting her original statement to the police. In granting the State's motion, the circuit court reasoned as follows:

"Whether [the victim] lied [***8] or not about a totally unrelated matter is collateral to this case and would be collateral impeachment, and the case law in the Fifth District is very clear[:] the fact that on a former occasion that she may have lied about a totally unrelated matter is not permissible. Motion is granted."

Although it is permissible to show that a witness in a criminal case has a bad reputation for truth and veracity, it is not permissible to impugn a witness's credibility by establishing that on a former specific occasion, the witness lied about a totally unrelated matter. See *People v. West*, 158 Ill. 2d 155, 162, 632 N.E.2d 1004, 1007, 198 Ill. Dec. 393 (1994) (rejecting the argument that specific acts of untruthfulness may be used to impeach in cases involving children who are too young to have developed a reputation as an exception to the rule that only reputation evidence may be used for impeachment); *People v. McGee*, 286 Ill. App. 3d 786, 796, 676 N.E.2d 1341, 1348, 222 Ill. Dec. 137 (1997) ("specific instances of untruthfulness are not admissible to attack a witness's believability").

[****420] [**717] Defendant argues that the case of *People v. Nicholl*, 210 Ill. App. 3d 1001, 569 N.E.2d 604, 155 Ill. Dec. 423 (1991), [***9] is on point. In *Nicholl*, the defendant argued that the court erred in not allowing evidence that a minor victim's subsequent complaint of abuse against the defendant had been determined to be unfounded by the Department of Children and Family Services. Upon review, the court concluded that the trial court [*1160] should have allowed this evidence. *Nicholl* is easily distinguished from the case at bar. In *Nicholl*, the evidence sought to be admitted related to the same victim and the same defendant.

In the case at bar, the evidence sought to be admitted relates to the same victim but involved someone other than defendant. We fail to see how a false complaint made by Kathy against her husband about a domestic battery, an entirely different charge than the rape in this case, can be considered materially relevant to the issue of whether Kathy lied when she told the police that she had been sexually assaulted by a man who was not her husband. Such collateral information is not admissible.

Even if this testimony had been allowed, we believe that the jury still would have returned a guilty verdict based on the evidence in this case. This is not a case where the evidence was closely balanced. [***10] Rather, there was sufficient evidence to establish that defendant committed these crimes, based on the testimony of Kathy, medical personnel, and officers. Therefore, we find that the trial court did not err by granting the motion *in limine* to exclude the testimony related to Kathy's former complaint against her husband.

Use of State's Attorneys Appellate Prosecutor

Defendant's next argument is that the trial was a nullity because the attorney for the Office of the State's Attorneys Appellate Prosecutor who appeared in this case did not have the statutory authority to assist in the prosecution of this aggravated-criminal-sexual-assault charge.

Before the trial, this case had been handled exclusively by Jefferson County assistant State's Attorney Nicole Villani. On the day of the trial, David Rands, a prosecutor from the Office of the State's Attorneys Appellate Prosecutor (SAAP), appeared with Ms. Villani and entered his appearance, whereupon he subscribed an oath before the circuit court as "special assistant State's Attorney." Defense counsel objected to Mr. Rands' assistance, stating, "I would object to his assistance at this time due to the fact that the State's Attorney's [***11] budget is and with-in addition to its extra resources available, it creates an unfair advantage to the State to have such assistance."

Defendant failed to object to Rands' participation on the basis that he did not have the statutory authorization to participate in the prosecution of this case. The circuit court overruled the objection, and defendant did not contend in his motion for a new trial that Rands' participation was unauthorized.

Defendant relies on this court's decision in *People v. Ward*, 326 Ill. App. 3d 897, 762 N.E.2d 685, 261 Ill. Dec. 116 (2002). In *Ward*, this court held that the assistance of a SAAP attorney in a drug prosecution rendered that prosecution void, in that the special attorney was not authorized by [*1161] statute to assist in the prosecution and, further, that the court record was devoid of an order appointing the attorney as a special assistant State's Attorney.

Several months later, our court distinguished *People v. Ward* in *People v. Woodall*, 333 Ill. App. 3d 1146, 777 N.E.2d 1014, 268 Ill. Dec. 91 (2002). In *Woodall*, the [****421] [**718] court found that while the SAAP attorneys were court-appointed "special assistant State's [***12] Attorneys," the act of appointment was of no legal consequence because the SAAP attorneys lacked statutory authority to prosecute the matter, based on the language of the SAAP's enabling statute. However, the court in *Woodall* later noted that the defense team in the case had not complained about the use of the SAAP, and the court found that the wrongful participation of a SAAP attorney did not render the prosecution void, because the circuit court had subject matter jurisdiction over the prosecution as a result of the charges validly initiated by the State's Attorney and because personal jurisdiction had been acquired when the defendant appeared and joined the issues with a plea. The court in *Woodall* distinguished *Ward*, stating:

"*Ward* should not be read as the source of a novel jurisdictional rule that would void all convictions procured by licensed attorneys who, for whatever reason, mistakenly believe that they are authorized to act on the State's behalf and who are permitted to

do so by those being prosecuted. Any defect in an attorney's appointment process or in his or her authority to represent the State's interests on a given matter is not fatal to the circuit [***13] court's power to render a judgment. The right to be prosecuted by someone with proper prosecutorial authority is a personal privilege that may be waived if not timely asserted in the circuit court." *Woodall*, 333 Ill. App. 3d at 1159, 777 N.E.2d at 1024-25.

We believe that *Woodall* controls this case in that it holds that even if an appointment is defective, the defective appointment of special assistant prosecutors does not nullify a judgment of conviction. Additionally, we note that as in *Woodall*, the only objection defendant had to Rands' participation was that Rands' participation gave the State an unfair advantage in terms of the number of prosecutors and financial resources available to the State. Thus, unlike the defendant in *Ward*, who complained that the SAAP did not have authority pursuant to the statute, defendant in this case only objected for financial reasons and only now objects to the use of the SAAP for statutory reasons. Therefore, we find that defendant has forfeited this issue.

Proportionate Penalties

Finally, defendant argues that section 12-14(d)(2) of the Criminal Code (720 ILCS 5/12-14(d)(2) (West 2000)) [***14] is unconstitutional pursuant [*1162] to section 11 of article 1 of the Illinois Constitution because it creates a disproportionate penalty. Specifically, defendant argues that section 12-14(d)(2), which mandates a term of natural-life imprisonment for a second conviction of aggravated criminal sexual assault while the more serious conduct of committing two first-degree murders is the same mandatory term of natural-life imprisonment (730 ILCS 5/5-8-1(a)(1)(c)(i) (West 2000)), is unconstitutional pursuant to section 11 of article 1 of the Illinois Constitution because it creates a disproportionate penalty.

The Illinois Constitution mandates the following: "All penalties shall be determined both according to

the seriousness of the offense and with the objective of restoring the offender to useful citizenship." Ill. Const. 1970, art. I, § 11. We note that a proportionate-penalties challenge is limited in that the legislature has the inherent authority to set the nature and extent of the criminal penalties, and the court may not interfere with such legislation unless the challenged penalty is clearly in excess of the very broad and [****422] [**719] general constitutional limitations [***15] available. *People ex rel. Carey v. Bentivenga*, 83 Ill. 2d 537, 542, 416 N.E.2d 259, 262, 48 Ill. Dec. 228 (1981). The decisions of the legislature are entitled to a presumption of constitutionality. *Bentivenga*, 83 Ill. 2d at 542, 416 N.E.2d at 262.

In *People v. Lombardi*, 184 Ill. 2d 462, 705 N.E.2d 91, 235 Ill. Dec. 478 (1998), the Illinois Supreme Court noted three separate analyses used to identify a proportionate-penalties clause violation: (1) a penalty violates the proportionate-penalties clause if it is cruel, degrading, or so wholly disproportionate to the offense committed that it shocks the moral sense of the community, (2) a penalty is invalid under the proportionate-penalties clause where similar offenses are compared and conduct that creates a less serious threat to the public health and safety is punished more severely ("the cross-comparison analysis"), and (3) there is a violation of the proportionate-penalties clause when identical offenses are given different sentences. *Lombardi*, 184 Ill. 2d at 474, 705 N.E.2d at 98.

In the case at bar, defendant was found guilty of the Class X felony of aggravated [***16] criminal sexual assault, which is defined as follows:

"(a) The accused commits aggravated criminal sexual assault if he or she commits criminal sexual assault and any of the following aggravating circumstances existed during *** the commission of the offense:

(1) the accused displayed, threatened to use, or used a dangerous weapon, other than a firearm, or any object fashioned or utilized in such a manner as to lead the victim under the [*1163] circumstances

reasonably to believe it to be a dangerous weapon[.]” 720 ILCS 5/12-14(a)(1) (West 2000).

Previous to this case, in 1985, defendant had been convicted of aggravated criminal sexual assault after he sexually assaulted a 14-year-old girl while threatening her with a knife. Based on these convictions, defendant was sentenced to the mandatory term of natural-life imprisonment pursuant to section 12-14(d)(2) of the Criminal Code. Section 12-14(d)(2) provides that a person who is convicted of a second or subsequent offense of aggravated criminal sexual assault “shall be sentenced to a term of natural[-]life imprisonment.” 720 ILCS 5/12-14(d)(2) (West 2000). See also *People ex rel. Devine v. Macellaio*, 199 Ill. 2d 221, 766 N.E.2d 1082, 262 Ill. Dec. 779 (2002) [***17] (the trial judge was required to sentence the defendant to natural-life imprisonment for a second aggravated-criminal-sexual-assault conviction).

Defendant argues that a sentence of natural-life imprisonment cannot “fit neatly” into any of the three analyses because natural-life imprisonment is different from a sentence for a term of years: “Natural[-]life imprisonment rejects the goal of rehabilitation and denies the person sentenced any hope for eventual release, while there is hope and prospect for eventual release from a term of imprisonment for a set number of years.” Defendant further argues, “Mandatory natural[-]life imprisonment for two convictions of *any* offense less serious than murder must be found to violate the proportionate[-]penalties clause.” (Emphasis added.) We first note that we decline the invitation to go outside the three analyses set forth in *Lombardi* as requested by defendant. The Illinois Supreme Court continues to use the well-established tests announced in *Lombardi*. See *People v. Graves*, 207 Ill. 2d 478, 800 N.E.2d 790, 279 Ill. Dec. 502 (2003); *People v. Moss*, 206 Ill. 2d 503, 795 N.E.2d 208, 276 Ill. Dec. 855 (2003); [***18] *People v. Hill*, 199 Ill. 2d 440, 452, 771 N.E.2d 374, 381, 264 Ill. Dec. 670 (2002). Additionally, defendant [****423] [**720] himself is attempting to compare two statutes, thus

instituting the second test. Thus, we adhere to the three analyses established in *Lombardi*.

Subsequent to this case being briefed and argued, the issue of whether a mandatory natural-life sentence for aggravated criminal sexual assault violated the proportionate-penalties clause of the Illinois State Constitution was decided in *People v. Sanchez*, 344 Ill. App. 3d 74, 800 N.E.2d 455, 279 Ill. Dec. 387 (2003). In *Sanchez*, the defendant was convicted of aggravated criminal sexual assault for the rape of a 13-year-old girl. Previous to the rape, the defendant had been found guilty of the criminal sexual assault of a five-year-old child and placed on intensive probation for three years. The defendant had not completed the probation when he committed the rape of the 13-year-old girl. Based on section 12-14(d)(2) of the Criminal Code (720 ILCS 5/12-14(d)(2) [*1164] (West 2000)) and section 5-8-1(a)(2.5) of the Unified Code of Corrections (730 ILCS 5/5-8-1(a)(2.5) [***19] (West 2000)), the trial judge sentenced the defendant to natural-life imprisonment.

In *Sanchez*, the defendant first attempted to compare the statutes defining female genital mutilation (720 ILCS 5/12-34(a) (West 2000)) and aggravated criminal sexual assault (720 ILCS 5/12-14(a)(2) (West 2000)) in order to fall within the *Lombardi* cross-comparison analysis for similar offenses. Under the cross-comparison test, the court must determine (1) whether statutes defining the offenses being compared share a common statutory purpose, and then, (2) if the purposes are related, whether the less serious offense is punished more harshly than the more serious offense. In *Sanchez*, the court determined that the legislative purpose of the female-genital-mutilation statute is not related to the purpose of the aggravated-criminal-sexual-assault statute. The purpose of the aggravated-criminal-sexual-assault statute is to punish and deter violent sexual offenders. See *People v. Printy*, 232 Ill. App. 3d 735, 598 N.E.2d 346, 174 Ill. Dec. 149 (1992) (the purpose of the aggravated-criminal-sexual-assault statute is to [***20] protect victims of forcible sexual penetration where such

conduct is accompanied by certain aggravating factors, and the purpose served by the law is to protect victims and punish perpetrators by curtailing sexually harmful and offensive conduct). That is not the purpose behind the female-genital-mutilation statute. Based on this finding, the court did not need to engage in a further comparison of whether the offense with the harsher penalty is less serious than the offense with the lesser penalty. For the sake of completeness, the *Sanchez* court did go on to find that female genital mutilation is not more serious than aggravated criminal sexual assault where the offender has a previous conviction for criminal sexual assault.

The court next addressed the defendant's argument, similar to defendant's contention in the case at bar, that a natural-life sentence imposed on a person convicted of aggravated criminal sexual assault after having been previously convicted of criminal sexual assault is disproportionate to the penalty range of 20 to 60 years' imprisonment imposed on a person who commits first-degree murder after having been previously convicted of criminal sexual assault. [***21] The *Sanchez* court found that the purpose of the murder statute and the purpose of the aggravated-criminal-sexual-assault statute are not comparable, and thus, the court found it unnecessary to engage in a cross-comparison analysis of which offense is more serious and which receives a greater penalty. Finally, the court determined that, according to the *Lombardi* analysis, the defendant's sentence was not disproportionate to the crime in a way that [****424] [**721] shocked the conscience or the moral sense of the community.

[*1165] We adopt the reasoning of the appellate court in the First District in the *Sanchez* opinion. We defer to the judgment of the legislature and believe that it considered the seriousness of aggravated criminal sexual assault and the rehabilitative potential of the offenders. None of the tests established by *Lombardi* compel us to find that the penalty is disproportionate. We will not employ a cross-comparison analysis, because the

purposes behind the statutes are not similar. Similarly, we do not find that the natural-life sentence shocks our conscience or the moral sense of the community. In this case, defendant hit the victim in the back of the head with a hammer, bound [***22] her ankles and hands, gagged her mouth, and then raped her. Previous to this case, defendant was convicted of an aggravated criminal sexual assault. Sentencing defendant to natural life after he has been convicted of two aggravated criminal sexual assaults seems reasonably designed to protect the public. As stated by the *Sanchez* court: "We need not speculate about the psychological harm done to victims of forcible sexual assaults. The mandatory life sentence provision reflects the legislature's decision to treat severely those who engage in repetitive conduct of sexual assault because it recognizes the harm caused to victims." *Sanchez*, 344 Ill. App. 3d at 85, 800 N.E.2d at 465. Therefore, based on the facts presented, we find that defendant has been unable to show that there is a violation of the proportionate-penalties clause.

CONCLUSION

For the foregoing reasons, the judgment of the circuit court of Jefferson County is affirmed.

Affirmed.

CHAPMAN, P.J., concurs.

JUSTICE KUEHN, specially concurring

Concur by: KUEHN

Concur

JUSTICE KUEHN, specially concurring:

I concur with the majority opinion. However, I believe the trial judge's refusal to allow impeachment with [***23] a former false accusation to law enforcement authorities was harmless error.

The majority does not see how a prior false complaint of domestic battery against the accuser's husband is relevant to whether she is making false accusations of rape against the defendant. It seems to me highly relevant for an accused to be able to show that his accuser is capable of initiating criminal charges, bringing to bear the power of the State through law enforcement and judicial institutions, against an innocent person by the leveling of a false accusation. The defendant was trying to show something far more troubling to an accuser's credibility [*1166] than a mere showing that she had lied about something on a former occasion. He wanted to prove that she had invoked the power of the State and procured criminal charges with falsehoods in the past. Such a desire does not appear to be all that collateral to what is at issue when she is the sole accuser and witness against an accused in a criminal case.

I agree with my colleagues that the use of this evidence to impeach would not have changed the outcome, given the physical corroboration of the accusation, the defendant's vacillating explanations to authorities, [***24] and the defendant's implausible testimony. Therefore, I specially concur.

End of Document

**People v. Cichon**

Appellate Court of Illinois, Third District

December 14, 2004, Decided

No. 3-03-0152

Reporter

354 Ill. App. 3d 200 *; 820 N.E.2d 1177 **; 2004 Ill. App. LEXIS 1512 ***; 290 Ill. Dec. 110 ****

THE PEOPLE OF THE STATE OF ILLINOIS,
Plaintiff-Appellee, v. JOSEPH J. CICHON,
Defendant-Appellant.

Subsequent History: [***1] Released for
Publication January 14, 2005.

Appeal denied by *People v. Cichon*, 214 Ill. 2d 539,
830 N.E.2d 4, 2005 Ill. LEXIS 529, 294 Ill. Dec. 4
(2005)

Prior History: Appeal from the Circuit Court of
the 13th Judicial Circuit, La Salle County, Illinois,
No. 90--CF--185. Honorable H. Chris Ryan, Judge,
Presiding.

People v. Cichon, 326 Ill. App. 3d 1177, 2002 Ill.
App. LEXIS 2869 (Ill. App. Ct. 3d Dist., 2002)

Disposition: Affirmed.

Counsel: For Joseph Cichon, Appellant: Sherry R.
Silvern, COURT APPOINTED, Office of the State
Appellate Defender, Ottawa, IL.

For People of the State of Illinois, Appellee:
Lawrence M. Bauer, Deputy Director, State's
Attorneys Appellate Prosecutor, Ottawa, IL. Joseph
Hettel, LaSalle County State's Attorney, Ottawa,
IL. Gary F. Gnidovec, States' Attorneys Appellate
Prosecutor, Ottawa, IL.

Judges: PRESIDING JUSTICE HOLDRIDGE
delivered the Opinion of the court. SLATER and
BARRY, JJ., concur.

Opinion by: HOLDRIDGE

Opinion

[****111] [**1178] [*201] PRESIDING
JUSTICE HOLDRIDGE delivered the Opinion of
the court:

Following a jury trial, defendant Joseph J. Cichon
was convicted of four counts of aggravated
criminal sexual assault (Ill. Rev. Stat. 1989, ch. 38,
par. 12-14(a)(4), (b)(1)), two counts of criminal
sexual assault (Ill. Rev. Stat. 1989, ch. 38, par. 12-
13(a)(4)), one count of aggravated criminal sexual
abuse (Ill. Rev. Stat. 1989, ch. 38, par. 12-
16(c)(1)(i)) and three counts of child pornography
(Ill. Rev. Stat. 1989, ch. 38, par. 11-20.1(a)(1)(iv)).
Defendant was sentenced to an aggregate term of
105 years' imprisonment. On direct appeal, this
court affirmed the sentences. *People v. Cichon*, 199
Ill. 2d 562, 775 N.E.2d 4, 2002 Ill. LEXIS 735, 266
Ill. Dec. 442, No. 3-00-0795 (2002) (unpublished
order under Supreme Court Rule 23).

Subsequently, the defendant filed a postconviction
petition. The defendant alleged [***2] that the
special prosecutors in his case from the State's
Attorneys Appellate Prosecutor (SAAP) had no
authority to prosecute his case, and thus his
convictions and sentences were void. The trial
judge summarily dismissed the petition, and the
defendant now appeals. We affirm.

BACKGROUND

In 1990, the defendant was charged, in a 54-count

indictment, with multiple counts of aggravated criminal sexual assault, criminal sexual abuse, aggravated criminal sexual abuse, child pornography, and maintaining a public nuisance. The defendant entered into a fully negotiated plea agreement, pleading guilty to 12 of those counts. He was then sentenced to 25 years' imprisonment.

In 1994, the defendant filed a postconviction petition that was dismissed on the State's motion. On appeal, this court reversed and remanded defendant's cause for an evidentiary hearing. *People v. Cichon*, No. 3-94-0652 (1995) (unpublished order under Supreme Court Rule 23). On remand, the trial court granted the postconviction petition, vacated the plea and sentences, and reinstated all the charges of the indictment.

In 1998, the defendant's motion to dismiss the case on double jeopardy grounds was denied by [***3] the trial court. That decision was later affirmed on appeal. *People v. Cichon*, 302 Ill. App. 3d 1102, 746 N.E.2d 915, [****112] [**1179] 254 Ill. Dec. 158 (1999) (unpublished order under Supreme Court Rule 23). Later, because of a conflict, the new State's Attorney of La Salle County filed a motion to have the SAAP appointed as special prosecutor in the new trial. That motion was granted, and the case proceeded to a jury trial in August of 2000.

[*202] The defendant was convicted of four counts of aggravated criminal sexual assault, two counts of criminal sexual assault, one count of aggravated criminal sexual abuse, and three counts of child pornography. The defendant was subsequently sentenced to an aggregate term of 105 years' imprisonment. On a direct appeal, this court affirmed the sentences, but modified the mittimus to show that the sentences imposed on the child pornography convictions were to be served concurrently. *People v. Cichon*, No. 3-00-0795 (2002) (unpublished order under Supreme Court Rule 23).

In December of 2002, the defendant filed a *pro se*

postconviction petition alleging that his convictions and sentences were void because the special prosecutors appointed in his case lacked the authority to prosecute him. The [***4] trial judge summarily dismissed the petition, and the defendant appealed.

ANALYSIS

On appeal, the defendant submits that the trial court erred by dismissing his postconviction petition at the first stage of the proceedings.

Postconviction proceedings have three stages. *People v. Gaultney*, 174 Ill. 2d 410, 675 N.E.2d 102, 221 Ill. Dec. 195 (1996). In the first stage, the trial court reviews the petition within 90 days of its filing and may dismiss it if the court determines that it is frivolous or patently without merit. 725 ILCS 5/122-2.1(a)(2) (West 2002). To survive dismissal at the first stage, a *pro se* defendant need only raise the gist of a meritorious constitutional claim. *Gaultney*, 174 Ill. 2d 410, 675 N.E.2d 102, 221 Ill. Dec. 195. We review the first-stage dismissal of a postconviction petition *de novo*. *People v. Coleman*, 183 Ill. 2d 366, 701 N.E.2d 1063, 233 Ill. Dec. 789 (1998).

The defendant argues that the attorneys from the SAAP lacked authority to prosecute him. In support of this argument, the defendant cites section 4.01 of the State's Attorneys Appellate Prosecutor's Act (SAAP Act) (725 ILCS 210/4.01 [***5] (West 2000)). Though subsequently amended to provide broader authority to SAAP attorneys (see 725 ILCS 210/4.01 (West 2002)), at the time of the defendant's trial that section provided only that, "the [SAAP] may also assist County State's Attorneys in the discharge of their duties under the Illinois Controlled Substances Act, the Narcotics Profit Forfeiture Act, and the Illinois Public Labor Relations Act." 725 ILCS 210/4.01 (West 2000). The defendant contends that because SAAP attorneys were statutorily limited to participating in specific trial situations, and because his prosecution did not involve any of those specific situations, the participation of the SAAP attorneys in his case was

improper.

The defendant further contends that case law from the Fifth [*203] District of the Appellate Court supports his position. In *People v. Ward*, 326 Ill. App. 3d 897, 762 N.E.2d 685, 261 Ill. Dec. 116 (2002), an SAAP attorney took over the prosecution of a criminal prosecution in which the charges originated under the Cannabis Control Act (720 ILCS 550/1 *et seq.* (West 1996)) and not the [***6] Illinois Controlled Substances Act (720 ILCS 570/100 *et seq.* (West 1996)). The court interpreted the language cited above and determined that [****113] [**1180] the statutory listing of specific trial matters in which SAAP attorneys could appear meant that those same attorneys were without authority to assist with any other type of trial matter. *Ward*, 326 Ill. App. 3d 897, 762 N.E.2d 685, 261 Ill. Dec. 116. Therefore, the court found the defendant's prosecution void, vacated his convictions, and remanded the cause for new proceedings. *Ward*, 326 Ill. App. 3d 897, 762 N.E.2d 685, 261 Ill. Dec. 116.

We do not find that either the statute cited above or the decision in *Ward* mandate a similar disposition in this case. To begin with, we note that section 3-9008 of the Counties Code provides:

"whenever the State's attorney is sick or absent, or unable to attend, or is interested in any cause or proceeding, civil or criminal, which it is or may be his duty to prosecute or defend, the court in which said cause or proceeding is pending may appoint some competent attorney to prosecute or defend such cause or proceeding, and the attorney [***7] so appointed shall have the same power and authority in relation to such cause or proceeding as the State's attorney would have had if present and attending to the same." 55 ILCS 5/3-9008 (West 2000).

Therefore, the trial court has independent statutory authority to appoint an attorney as a special prosecutor. In this case, a section 3-9008 motion alleging a conflict was both made and granted.

In *Ward*, by contrast, no motion was made to the trial court for an SAAP attorney to be appointed a special prosecutor. *Ward*, 326 Ill. App. 3d 897, 762 N.E.2d 685, 261 Ill. Dec. 116. Therefore, *Ward* is not controlling because, as the Fifth District later recognized, that case did not require the court to "decide whether a court's statutory power to appoint a special prosecutor could be used to appoint [an SAAP] attorney." *People v. Woodall*, 333 Ill. App. 3d 1146, 777 N.E.2d 1014, 268 Ill. Dec. 91 (2002). Nevertheless, the *Ward* court seemed to indicate that if it had to decide that question, it would have answered in the affirmative. *Ward*, 326 Ill. App. 3d at 902, 762 N.E.2d at 690 ("while the State is correct [***8] that a trial court is vested with discretion to permit counsel to assist a State's Attorney, the fact remains that the trial court must specifically appoint such an attorney").

Indeed, the Fifth District took a step further in recognizing the broad power section 3-9008 grants the trial court to appoint an SAAP [*204] attorney as a special prosecutor when it again addressed the issue in *Woodall*, 333 Ill. App. 3d 1146, 777 N.E.2d 1014, 268 Ill. Dec. 91. Although in that case no motion was filed in the trial court seeking such an appointment, the court nevertheless addressed the trial court's power under section 3-9008. The court noted that a number of attorneys worked for the SAAP part-time and brought a wealth of experience to their work for the State. The court noted that "as part-time [SAAP] lawyers, they could be appointed pursuant to the statutory authority established by section 3-9008 of the Counties Code [citation], just like any other licensed attorney engaged in private practice." *Woodall*, 333 Ill. App. 3d at 1152, 777 N.E.2d at 1019.

Thus, the Fifth District would allow the trial court to grant a section 3-9008 motion seeking the appointment [***9] of a part-time SAAP attorney as a special prosecutor. While we agree with the this holding so far as it goes, we do not see the need to limit that power to part-time SAAP attorneys.

We find that section 3-9008 provides the trial court with sufficient, independent authority to appoint as a special [****114] [**1181] prosecutor any uninterested, licensed attorney. The limits found in the SAAP Act notwithstanding, that includes the authority to appoint any SAAP attorney. See also *People v. Eaglin*, 224 Ill. App. 3d 668, 586 N.E.2d 1280, 167 Ill. Dec. 8 (1992) (despite statutory prohibition on State's Attorney accepting outside employment, trial court properly appointed State's Attorney from neighboring county as a special prosecutor pursuant to section 3-9008). Thus, we rule that the trial court did not err as a matter of law by dismissing the defendant's petition at the first stage of the proceedings.

CONCLUSION

For the foregoing reasons, we affirm the judgment of the La Salle County circuit court dismissing the defendant's postconviction petition.

Affirmed.

[***10] SLATER and BARRY, JJ., concur.

End of Document

People ex rel. Barrett v. Board of Comm'rs

Appellate Court of Illinois, First District, Fourth Division

April 18, 1973 ; April 18, 1973, Filed

No. 56816

Reporter

11 Ill. App. 3d 666 *; 297 N.E.2d 307 **; 1973 Ill. App. LEXIS 2490 ***

The People ex rel. Edward J. Barrett, Petitioner-Appellee, v. The Board of Commissioners of Cook County et al., Respondents-Appellants

Prior History: [***1] APPEAL from the Circuit Court of Cook County; the Hon. EDWARD J. EGAN, Judge, presiding.

Disposition: Judgment affirmed.

Counsel: Edward V. Hanrahan, State's Attorney, of Chicago, (Vincent Bentivenga, Jr., and Henry A. Hauser, Assistant State's Attorneys, of counsel,) for appellants.

Kirkland & Ellis, of Chicago, (Don H. Reuben, Lawrence Gunnels, and James C. Munson, of counsel,) for appellee.

Judges: Mr. Justice Dieringer delivered the opinion of the court. Burman, P.J., and Adesko, J., concur.

Opinion by: DIERINGER

Opinion

[*667] [**308] On June 8, 1971, Edward J. Barrett, County Clerk of Cook County, filed a petition in the Circuit Court of Cook County for a writ of *mandamus* alleging his salary as County Clerk had been reduced by the County Board during his term of office, in violation of Article X, section 10, of the Illinois Constitution of 1870. He petitioned the court to direct the Board of Commissioners to pay him at the rate adopted by

the Board prior to the beginning of his term of office.

On June 16, 1971, on motion of the petitioner, the court entered an order appointing the law firm of Kirkland & Ellis as a special State's Attorney to prosecute the lawsuit on behalf of Mr. [***2] Barrett, pursuant to chapter 14, paragraph 6, of the Illinois Revised Statutes, on the grounds the elected State's Attorney was officially committed to represent the County Board and had issued a legal opinion that the reduction of the County Clerk's salary was correct as a matter of law.

The issues on appeal are whether the trial court's appointment of a special State's Attorney to represent the petitioner was proper; whether the trial court had jurisdiction to entertain the petition for fees filed by the special State's Attorney more than 30 days after an adjudication on [*668] the merits; and whether the award of fees was reasonable and in conformity with the statute.

The trial court granted a motion by the petitioner for judgment on the pleadings and issued a writ of *mandamus* on August 5, 1971. On September 7, 1971, Kirkland & Ellis petitioned for an award of fees and expenses incurred in prosecuting the cause.

On September 21, 1971, the Board answered the petition for fees, alleging the [**309] appointment of the special State's Attorney was improper, and the court lacked jurisdiction to entertain the petition for fees because it was not filed within 30 days of [***3] the issuance of the writ.

The trial court heard arguments on the petition for fees and held that no issue involving the propriety of the court's appointment of the special State's Attorney could be raised because the Board had failed to make an objection at the appointment hearing, the court had jurisdiction to entertain the petition for fees, and \$ 50 per hour was a reasonable fee for the services of the special State's Attorney.

On October 6, 1971, the court entered an order directing the county to pay \$ 3,500 for 70 hours of professional services and \$ 232.77 for expenses incurred in the prosecution of the suit to Krikland & Ellis. The Board of Commissioners appeals from this order.

The Board's first contention is the trial court erred in appointing a special State's Attorney in this situation. It argues it was not established the State's Attorney had a duty to represent Mr. Barrett in the lawsuit because the suit was not one which could be brought in his official capacity; therefore, the question of conflict of interest never arose.

The record shows the Board failed to object to the appointment of a special State's Attorney either at the appointment hearing or during the [***4] *mandamus* proceeding itself. The law is well settled that failure to make a timely objection in the trial court constitutes a waiver of the right to review on appeal. (*Department of Public Works and Buildings v. Todaro* (1967), 90 Ill.App.2d 245.) Even assuming there was no waiver, the appointment was proper. The public office holder's right to compensation is not based on any personal or contract rights but attaches to the office. *Kelly v. Chicago Park District* (1951), 409 Ill. 91.

Secondly, the Board contends the trial court lacked jurisdiction to entertain the petition for fees and expenses, citing the general rule that the jurisdiction of the trial court extends to all matters put in issue by the pleadings, and such jurisdiction ceases 30 days after the entry of the final judgment or decree.

The rule is correctly stated, but its application favors the petitioner because the issue of fees was not determined by the pleadings. The trial court loses jurisdiction only over those elements of a suit that are finally [*669] determined and not over elements of the suit not related to the writ itself.

It is clear that duties of the special State's Attorney extended [***5] to whatever appeals the Board might file, and it was necessary to wait 30 days following the issuance of the writ to determine if there would be an appeal; therefore, the special State's Attorney could not determine its fees or expenses until the expiration of that period.

Finally, the Board contends the amount of fees awarded by the trial court was unreasonably high and not in accord with chapter 14, paragraph 6, of the Illinois Revised Statutes. The Board argues the court is not free to exercise discretion in awarding fees because the statute requires the special State's Attorney to be paid at the same rate of compensation as the State's Attorney.

The statute provides for the appointment of the special State's Attorney in two situations: "Whenever the attorney general or state's attorney is sick or absent, or unable to attend or is interested in any cause or proceeding, civil or criminal, which it is or may be his duty to prosecute or defend, * * * and in case of a vacancy of more than one year occurring in any county in the office of State's Attorney, by death, resignation or otherwise." In the latter situation the statute provides the acting State's Attorney shall be paid the [***6] "same compensation as provided by law for the State's [**310] Attorney of the county, apportioned as to the time of service," but does not provide for compensation in the first situation.

In light of this omission practical considerations support a construction of the statute which leaves the question of fees to the discretion of the trial court. When an acting State's Attorney is appointed to fill a vacancy, he takes over the entire resources of the office, including staff, clerical personnel, and offices. On the other hand, a special State's

Attorney must use his own staff and office resources in the completion of the assigned task. As a result, the net salary of the State's Attorney apportioned for time of service may be insufficient to pay for both the time and overhead expenses of a private attorney.

The Board primarily relies on two cases (*Aiken v. County of Will* (1943), 321 Ill.App. 171, and *Lavin v. Board of Commrs.* (1909), 151 Ill.App. 236 (aff'd 1910), 245 Ill. 496), but neither supports its contention. In *Aiken*, a special State's Attorney argued he was entitled to be paid the salary of the elected State's Attorney for the full time between his appointment [***7] and its termination. The court rejected this contention, holding that a special State's Attorney could be compensated only for actual time of service, but did not indicate what rate would be applied. In *Lavin*, the question was whether a special State's Attorney was entitled to any compensation. The court stated he was entitled to compensation [*670] and should be "placed upon the same footing with regard to fees and salaries as the State's Attorney regularly elected," but specifically declined to determine the extent of the compensation.

We hold that whether the special State's Attorney has been "placed upon the same footing with regard to fees and salaries as the State's Attorney regularly elected," and whether, in addition, the overhead expenses of the special State's Attorney should be considered when setting the hourly rate, is matter for the determination of the trial judge. We find no error in the court's determination of the total fee.

For these reasons, the judgment of the Circuit Court of Cook County is affirmed.

Affirmed.

Office of the Cook County State's Attorney v. Illinois Local Labor Relations Bd.

Supreme Court of Illinois

June 22, 1995, FILED

Docket No. 77536

Reporter

166 Ill. 2d 296 *; 652 N.E.2d 301 **; 1995 Ill. LEXIS 95 ***; 209 Ill. Dec. 761 ****; 149 L.R.R.M. 2656

OFFICE OF THE COOK COUNTY STATE'S
ATTORNEY, Appellant, v. THE ILLINOIS
LOCAL LABOR RELATIONS BOARD et al.,
Appellees.

of the court: JUSTICE HARRISON, dissenting;
JUSTICE FREEMAN joins in this dissent.

Opinion by: MILLER

Opinion

Prior History: [***1] Appeal from the Circuit
Court of Cook County, the Hon. Everette A.
Braden, Judge, presiding.

Disposition: Judgment affirmed in part and
reversed in part.

Counsel: Nancy E. Bertoglio, John P. Morrison,
and Edwin C Thomas II, of Bell, Boyd & Lloyd, of
Chicago, for appellant.

Roland W. Burris, Attorney General, of Springfield
(Jacalyn J. Zimmerman, Special Assistant Attorney
General, of Springfield, of counsel), for appellees
Illinois Local Labor Relations Board and Illinois
State Labor Relations Board.

Janet L. Adams and Collins P. Whitfield, of Collins
P. Whitfield & Associates, Ltd., of Chicago, for
appellee Prosecutors' Bar Association of Cook
County.

Jacob Pomeranz, of Cornfield & Feldman, of
Chicago, for appellee American Federation of
State, County and Municipal Employees, Council
31.

Joel A. D'Alba, of Chicago (Asher, Gittler,
Greenfield, Cohen & D'Alba, Ltd., of counsel), for
amicus curiae Illinois Federation of Labor &
Congress of Industrial Organizations.

Judges: JUSTICE MILLER delivered the opinion

[*297] [**302] [****762] JUSTICE MILLER
delivered the opinion of the court:

The office of the Cook County State's
Attorney [*298] brought the present action in the
circuit court of Cook County seeking a writ of
prohibition and declaratory and injunctive relief.
The State's Attorney sought to preclude further
proceedings by either the Illinois State Labor
Relations Board (State Board) or the Illinois Local
Labor Relations Board (Local Board) on separate
union representation/certification petitions
submitted by the Prosecutors' Bar Association of
Cook County and the American Federation of State,
County and Municipal Employees, Council 31. The
trial judge agreed with the State's Attorney that the
Local Board did not have jurisdiction over the
present matter. The trial judge denied the State's
Attorney's remaining requests for relief, [***2]
however, and refused to bar the State Board from
proceeding with the representation petitions. We
granted the State's Attorney's motion for a direct
appeal to this court pursuant to Supreme Court Rule
302(b) (134 Ill. 2d R. 302(b)), and we now reverse
that portion of the circuit court judgment allowing
the representation petitions to proceed before the
State Board.

The procedural history of this case may be stated briefly. In December 1993, the Prosecutors' Bar Association of Cook County filed a representation/certification petition with the Illinois Local Labor Relations Board, which has jurisdiction over collective-bargaining matters involving "units of local government with a population in excess of 1 million persons, but excluding the Regional Transportation Authority" (5 ILCS 315/5(b) (West 1992)). By its petition, the Prosecutors' Bar Association sought to represent certain nonsupervisory assistant State's Attorneys employed by the Cook County State's Attorney. The Local Board scheduled a hearing on the petition for February 17, 1994.

The office of the Cook County State's Attorney, through its incumbent, Jack O'Malley, instituted the [*299] present action in the circuit court of Cook [***3] County on February 15, 1994. The State's Attorney requested a writ of prohibition and declaratory and injunctive relief, seeking on several grounds to preclude the Local Board from proceeding any further on the pending representation petition. The next day, February 16, the court ruled that the Local Board lacked jurisdiction over the State's Attorney, an elected State official, and enjoined the Local Board from conducting further proceedings on the representation petition. The State's Attorney was granted leave on March 10, 1994, to file an amended complaint, which added the Illinois State Labor Relations Board as a defendant. In general terms, the State Board has jurisdiction over collective-bargaining matters involving entities--including the State--that do not fall within the jurisdiction of the Local Board. 5 ILCS 315/5(a) (West 1992).

The two labor boards and the Prosecutors' Bar Association subsequently moved to dismiss the amended complaint. Later, the American Federation of State, County and Municipal Employees, Council 31 (AFSCME), was permitted to intervene as a defendant in the action. Like the Prosecutors' Bar Association, AFSCME was

seeking to represent certain nonsupervisory [***4] assistant State's Attorneys employed by the Cook County State's Attorney.

Following the submission of briefs and the presentation of oral arguments by the parties, the trial court on May 17, 1994, granted the defendants' motions to dismiss the State's Attorney's amended complaint. The judge concluded that a number of factual questions remained for resolution and that the State's Attorney had therefore failed to exhaust his administrative remedies. The State's Attorney filed a timely notice of appeal from that ruling. The State's Attorney subsequently filed motions in this court seeking to stay further [*300] proceedings before the State Board and requesting a direct appeal [**303] [****763] pursuant to Supreme Court Rule 302(b) (134 Ill. 2d R. 302(b)). We granted both motions and transferred jurisdiction from the appellate court to this court. We later granted leave to the Illinois Federation of Labor and Congress of Industrial Organizations to file a brief as *amicus curiae* in support of the defendants (134 Ill. 2d R. 345).

Before this court, the office of the Cook County State's Attorney raises two principal arguments in support of the contention that, as a matter of law, assistant State's Attorneys [***5] are not covered by the provisions of the Illinois Public Labor Relations Act (5 ILCS 315/1 through 27 (West 1992)). The State's Attorney first argues that the assistant State's Attorneys must be considered managerial employees as a matter of law and hence not subject to the Public Labor Relations Act, which excludes managerial employees from the class of employees who are entitled to engage in collective bargaining (5 ILCS 315/3(n), 6(a) (West 1992)). The State's Attorney notes that in two cases the appellate court has concluded that certain groups of attorneys are managerial employees and thus outside the coverage of the Labor Act. (*Chief Judge v. American Federation of State, County & Municipal Employees, Council 31* (1992), 229 Ill. App. 3d 180, 171 Ill. Dec. 102, 593 N.E.2d 922 (lawyers employed in office of Cook County public

guardian); *Salaried Employees of North America v. Illinois Local Labor Relations Board* (1990), 202 Ill. App. 3d 1013, 148 Ill. Dec. 329, 560 N.E.2d 926 (lawyers employed in law department of City of Chicago).) The State's Attorney contends that the same result must be reached here, in light of the statutory duties of the State's Attorney's office and [***6] its assistants. The State's Attorney also argues that the special relationship between his office and the assistant State's Attorneys compels the conclusion that the legislature could not have intended for assistant State's [*301] Attorneys to be included within the coverage of the Public Labor Relations Act. We agree with the State's Attorney's first argument, as we explain below, and therefore we have no occasion to address the second one.

The Illinois Public Labor Relations Act defines a "managerial employee" as:

"an individual who is engaged predominantly in executive and management functions and is charged with the responsibility of directing the effectuation of such managerial policies and practices." 5 ILCS 315/3(j) (West 1992).

The authority to make independent decisions and the consequent alignment of the employee's interests with management's are hallmarks of managerial status for purposes of labor law. In a case involving university faculty members, the United States Supreme Court explained:

"Managerial employees must exercise discretion within, or even independently of, established employer policy and must be aligned with management. * * * An employee may be excluded [***7] as managerial only if he represents management interests by taking or recommending discretionary actions that effectively control or implement employer policy." (*National Labor Relations Board v. Yeshiva University* (1980), 444 U.S. 672, 683, 63 L. Ed. 2d 115, 126, 100 S. Ct. 856, 862.)

The Court concluded that the faculty members at issue, unlike faculty members on other college campuses, were managerial employees because of

their deep involvement in, and control over, administrative matters.

Moreover, it should be noted that "managerial status is not limited to those at the very highest level of the governmental entity, for it is enough if the functions performed by the employee sufficiently align him with management such that the employees 'should not be in a position requiring them to divide their loyalty to the administration * * * with their loyalty to an exclusive collective-bargaining representative.'" *Salaried Employees [*302] of North America v. Illinois Local Labor Relations Board* (1990), 202 Ill. App. 3d 1013, 1021, 148 Ill. Dec. 329, 560 N.E.2d 926, quoting *Board of Regents of the Regency Universities System v. Illinois Educational Labor Relations Board* (1988), [***8] 166 Ill. App. 3d 730, 742-43, 117 Ill. Dec. 799, 520 N.E.2d 1150.

Applying these considerations to the circumstances in this case, we believe that the assistant State's Attorneys must be regarded [**304] [****764] as managerial employees, as that term is defined in the Illinois Public Labor Relations Act, and thus not subject to the collective-bargaining provisions of the Act. A review of the statutory powers and duties of the State's Attorney, who is aided in the performance of his office by the assistant State's Attorneys (see 55 ILCS 5/4-2003 (West 1992)), and of the case law describing the position of assistant State's Attorney demonstrates that the assistants have a significant managerial role in carrying out the mission of the State's Attorney's office.

The State's Attorney is required, among other things:

"(1) To commence and prosecute all actions, suits, indictments and prosecutions, civil and criminal, in the circuit court for his county, in which the people of the State or county may be concerned.

(2) To prosecute all forfeited bonds and recognizances, and all actions and proceedings for the recovery of debts, revenues, moneys, fines, penalties and forfeitures accruing to the

State [***9] or his county, or to any school district or road district in his county; also, to prosecute all suits in his county against railroad or transportation companies, which may be prosecuted in the name of the People of the State of Illinois.

(3) To commence and prosecute all actions and proceedings brought by any county officer in his official capacity.

(4) To defend all actions and proceedings brought against his county, or against any county or State officer, in his official capacity, within his county.

* * *

[*303] (7) To give his opinion, without fee or reward, to any county officer in his county, upon any question or law relating to any criminal or other matter, in which the people or the county may be concerned.

* * *

(11) To perform such other and further duties as may, from time to time, be enjoined on him by law.

(12) To appear in all proceedings by collectors of taxes against delinquent taxpayers for judgments to sell real estate, and see that all the necessary preliminary steps have been legally taken to make the judgment legal and binding." 55 ILCS 5/3-9005(a)(1), (a)(2), (a)(3), (a)(4), (a)(7), (a)(10), (a)(11), (a)(12) (West 1992).

Assistant State's Attorneys are in essence [***10] surrogates for the State's Attorney in carrying out these multiplicitous duties. (See *McGrath v. Gillis* (7th Cir. 1995), 44 F.3d 567, 571.) This court long ago described the position of assistant State's Attorneys in the following terms:

"In our opinion the position * * * is an office and not a mere employment. They exercise some portion of the sovereign power of the State. Their duties are not prescribed by contract or agreement, but by law. They are not engaged to perform a special act the completion of which ends their duty, but the

duties of the position are continuous, without regard to the particular person who holds the office. We conclude that they are not mere agents to perform a particular act or duty, but are officers for the performance of the general duties of the office[] of State's attorney * * *." (*People ex rel. Landers v. Toledo, St. Louis & Western R.R. Co.* (1915), 267 Ill. 142, 145-46, 107 N.E. 879.)

Indeed, "assistant State's Attorneys possess the power [of the State's Attorney] in the same manner and to the same effect as the State's Attorney." (*People v. Tobias* (1984), 125 Ill. App. 3d 234, 242, 465 N.E.2d 608, 80 Ill. Dec. 496.) Another court has observed: [***11]

"An Assistant State's Attorney is generally clothed with all the powers and privileges of the State's Attorney; and all acts done by him in that capacity must be regarded as if done by the State's Attorney himself. [Citation.]

[*304] * * * We believe that the legislative purpose in creating the office of Assistant State's Attorney [citation], was to provide an official who should have full power to act in the case of the absence or sickness of the State's Attorney, or in the case of his being otherwise engaged in the discharge of the duties of office, in the same manner and to the same extent that the State's Attorney could act * * *." *People* [**305] [****765] *v. Nahas* (1973), 9 Ill. App. 3d 570, 575-76, 292 N.E.2d 466.

In that role, an assistant State's Attorney is therefore called upon to take numerous "discretionary actions that effectively control or implement employer policy" (*National Labor Relations Board v. Yeshiva University* (1980), 444 U.S. 672, 683, 63 L. Ed. 2d 115, 126, 100 S. Ct. 856, 862). Moreover, an assistant State's Attorney's professional interests are closely aligned with those of management. (See *Yeshiva University*, 444 U.S. at 688, 63 L. Ed. 2d at 129, 100 S. [***12] Ct. at 865.) Given the close identification of a State's

Attorney with the actions of his or her assistants, the unity of their professional interests, and the power of the assistants to act on behalf of the State's Attorney, we conclude that assistant State's Attorneys must, as a matter of law, be regarded as managerial employees as that term is defined in the Illinois Public Labor Relations Act.

The defendants contend, however, that fact-finding by the appropriate administrative agency is necessary before a determination of the assistants' managerial status may be made. The defendants note that the two prior cases addressing the application of the Labor Act to lawyers were on administrative review from decisions by the two labor boards, and that in each instance the appellate court had before it a detailed record of evidence concerning the specific duties of the attorney-employees. See *Chief Judge v. American Federation of State, County & Municipal Employees, Council 31* (1992), 229 Ill. App. 3d 180, 593 N.E.2d 922, 171 Ill. Dec. 102; *Salaried Employees of North America v. Illinois Local Labor Relations Board* (1990), 202 Ill. App. 3d 1013, 148 Ill. Dec. 329, 560 N.E.2d 926.

[*305] We do not believe that fact-finding [***13] by the administrative agency is necessary in this case. We agree with the State's Attorney that the statutes and case law articulating the powers and duties of his office and of the assistant State's Attorneys provide sufficient grounds for determining this issue as a matter of law. No similarly detailed statutory apparatus describes the functions of the guardians *ad litem* involved in *Chief Judge* or the lawyers of the municipal law department involved in *Salaried Employees*, and thus fact-finding could have been deemed necessary in those settings. Moreover, as in cases involving claims of improper discharge, we believe that the relevant focus here is on the requirements of the statutes setting forth the applicable powers and duties of the type of employee at issue, rather than the specific tasks performed by the particular individuals involved. See *Tomczak v. City of Chicago* (7th Cir. 1985),

765 F.2d 633, 640 (appropriate inquiry in discharge claim concerns "the powers inherent in a given office, as opposed to the functions performed by a particular occupant of that office"); *Fellhauer v. City of Geneva* (1991), 142 Ill. 2d 495, 518, 154 Ill. Dec. 649, 568 N.E.2d [***14] 870 (same).

This is not to say that all publicly employed lawyers must necessarily be deemed managerial employees under the Labor Act. We hold here only that assistant State's Attorneys must be so regarded, in view of the statutes and case law we have discussed. Parenthetically, we note that assistant State's Attorneys in a number of Illinois counties are covered by collective-bargaining agreements. In none of those instances, however, was a determination made by either the State Board or a court that the assistants were properly included within the scope of the Illinois Public Labor Relations Act; in each case, the particular State's Attorney's office either voluntarily recognized the bargaining unit or stipulated to its selection.

[*306] Our conclusion that the present matter may be determined as a matter of law means, too, that the State's Attorney was not required to exhaust his administrative remedies before commencing the present action. The exhaustion doctrine is no bar to a judicial determination in this case because questions of fact are not involved here and agency expertise would not aid in the resolution of the issue before us. *Castaneda v. Illinois Human Rights Comm'n* (1989), [***15] 132 Ill. 2d 304, 309, 138 Ill. Dec. 270, 547 N.E.2d 437; *County of Kane v. Carlson* (1987), 116 Ill. 2d 186, 199, 107 Ill. Dec. 569, 507 N.E.2d 482; *McKenna v. Board of Trustees of the University of Illinois* (1980), 90 Ill. App. 3d 992, 998-99, 46 Ill. Dec. 401, 414 N.E.2d 123.

[**306] [****766] The requirement that a litigant exhaust his or her administrative remedies before seeking judicial review or redress has a number of salutary purposes. Notably, the rule allows the full development of the relevant facts in the proceeding before the administrative agency,

permits the agency to use its special expertise in resolving the matter, and avoids what would be unnecessary judicial action if the party should prevail before the agency. (*Illinois Bell Telephone Co. v. Allphin* (1975), 60 Ill. 2d 350, 358, 326 N.E.2d 737.) There are exceptions, however, to the general requirement that a party exhaust its administrative remedies before pursuing judicial redress. "While this court generally requires strict compliance with this doctrine, we recognize several exceptions. An aggrieved party may seek judicial review of an administrative decision without complying with the exhaustion of remedies doctrine [***16] * * * where no issues of fact are presented or agency expertise is not involved [citations] * * *." *Castaneda*, 132 Ill. 2d at 308-09.

The issue before us is one of statutory and case law interpretation, and therefore it falls within the scope of our particular expertise and not the State Board's. As we have previously noted in discussing the exhaustion rule and its exceptions, "The agency's particular [*307] expertise is not implicated in statutory construction." (*Landfill, Inc. v. Pollution Control Board* (1978), 74 Ill. 2d 541, 550, 25 Ill. Dec. 602, 387 N.E.2d 258.) Accordingly, we conclude that the exhaustion doctrine is no bar to our consideration and resolution of the present dispute.

For the reasons stated, the judgment of the circuit court of Cook County is affirmed in part and reversed in part.

Judgment affirmed in part and reversed in part.

Dissent by: HARRISON

Dissent

JUSTICE HARRISON, dissenting:

Assistant State's Attorneys are not managerial employees as a matter of law. Although they carry out the general duties of the office of State's Attorney, that is not dispositive of their legal status.

Contrary to the majority's view, an employee cannot be deemed "managerial" because [***17] he has the authority to act for his employer and to exercise independent judgment in doing so. To some degree, all professional employees exercise independent judgment in performing their responsibilities. The majority's approach would therefore have the effect of removing not only attorneys, but all professional employees, from the reach of the Illinois Public Labor Relations Act (5 ILCS 315/1 *et seq.* (West 1992)), contrary to the clear intention of the legislature.

What matters under the law are the type of decisions professional employees make and the areas over which they have authority. If their decisionmaking consists of discharging normal professional duties in projects to which they have been assigned, professional employees cannot be excluded from coverage under the Illinois Public Labor Relations Act (5 ILCS 315/1 *et seq.* (West 1992)) even if union membership may involve divided loyalty with the employer. (See *National Labor Relations Board v. Yeshiva University* (1980), 444 U.S. 672, 690, 63 L. Ed. 2d 115, 130, 100 S. Ct. 856, 866.) Accordingly, [*308] when an attorney for the State decides whether to offer a plea bargain or take a case to trial, when he gives his professional [***18] opinion to county officers on questions of law, or when he does any of the myriad other things that make lawyers lawyers, that does not elevate him to the status of manager. Something more is necessary.

The question of whether a professional employee should be deemed "managerial" within the meaning of section 3(j) of the Illinois Public Labor Relations Act (5 ILCS 315/3(j) (West 1992)) must be evaluated in the context of the purpose of the statute. The Act is not concerned with every aspect of the relationship between employers and employees. Rather, it is addressed specifically to issues of wages, hours and other conditions of employment. (See 5 ILCS 315/2, 4, 6, 7 (West 1992).) Wages, hours and other conditions of employment are the only matters over which

employers are required to bargain (5 ILCS 315/4, 7 (West 1992)), and the only matters about which public employees, including professional employees, have the right to organize and bargain collectively (5 ILCS 315/6 (West 1992)). [**307] [****767] As a result, when section 3(j) of the Act (5 ILCS 315/3(j) (West 1992)) defines a managerial employee as one who is charged with directing the effectuation of "management policies and practices," what [***19] it is really referring to are management policies and practices concerning wages, hours and other conditions of employment. Because wages, hours and other conditions of employment are all that matter under the Act, an employee's power to make policy in some other area is irrelevant. Unless he can control wages, hours and other conditions of employment, an employee cannot be deemed a manager for the purposes of this statute.

In rejecting this approach for a more expansive definition of managerial status, the majority forgets that, [*309] under the Act, the statutory duty to bargain collectively is broad, and any exceptions should be construed narrowly. (See, e.g., *City of Decatur v. American Federation of State, County, & Municipal Employees, Local 268* (1988), 122 Ill. 2d 353, 364-66, 522 N.E.2d 1219, 119 Ill. Dec. 360.) There may sometimes be problems of divided loyalty between the employer and the collective-bargaining unit if assistant State's Attorneys are permitted to organize, but divided loyalty is an issue whenever labor organizes. If the prospect of divided loyalty were reason enough to take employees out of the Act, no public employee could ever invoke its protections. The law would be rendered a nullity.

I note, [***20] moreover, that the issue of loyalty is no more problematic here than in other situations. To the contrary, there should be no real concern about employee allegiance in this context. Prosecutors, as a group, tend to be highly motivated and dedicated individuals. In most cases, economics are not their guiding consideration. They do what they do out of philosophical

conviction and in obedience to the Rules of Professional Conduct. There is no reason to believe that the opportunity to engage in collective bargaining would diminish their commitment in any way. If anything, it is likely to enhance their dedication by protecting them from unfair terms and conditions of employment.

Although the majority claims that its holding does not necessarily mean that all publicly employed lawyers will be deemed managers, its analysis provides for no exceptions. Had the General Assembly intended to exclude this class of employees, it could have enacted a specific statutory provision to accomplish that result. It did not, and we have no right to engraft such an exclusion onto the statute. Under the law, lawyers constitute professional employees and, as such, are included in the Act's coverage unless [***21] their actual duties, beyond the provision of legal services, render them managers. That [*310] is a fact-based determination for the State Board to make, and the circuit court was therefore correct when it refused to bar the Board from proceeding with the representation petitions in this case.

JUSTICE FREEMAN joins in this dissent.

End of Document

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 3:09 PM
To: Donovan, Lisa
Subject: Re: Foxx statement

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor." — Robert Foley

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Feb 20, 2019, at 2:51 PM, Donovan, Lisa <ldonovan@chicagotribune.com> wrote:

Hi Bob – I just left a msg. If you want to reach me, feel free to call me at 312-222-4795 or 312-402-2797. If you want to get me a statement, best to do that in the next 30 minutes. Thanks.
l.d.

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 2:45 PM
To: Donovan, Lisa <ldonovan@chicagotribune.com>
Subject: Foxx statement

EXTERNAL SOURCE

Hi Lisa-

Can you please give me call when you get a chance at [REDACTED]

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 3:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Final statement

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Robert Foley
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 3:52 PM
To: scharles@suntimes.com
Subject: Foxx statement

Hi Sam—

Please find below a statement that can be attributed to me:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Charles, Sam <scharles@suntimes.com>
Sent: Wednesday, February 20, 2019 4:05 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Foxx statement

Much appreciated.

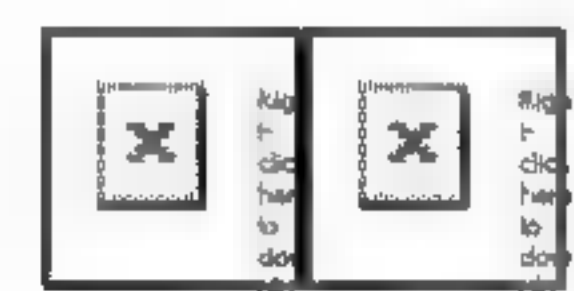
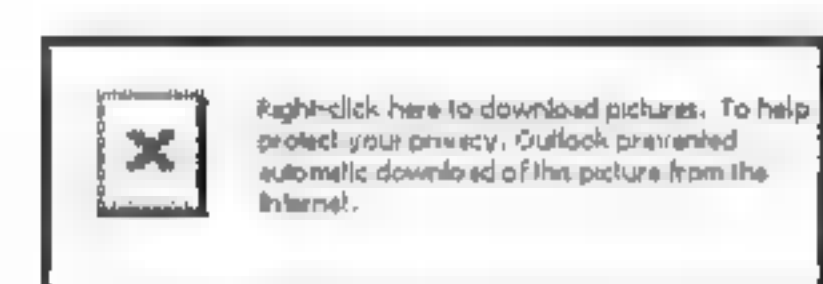
On Wed, Feb 20, 2019 at 4:03 PM ROBERT FOLEY (States Attorney)
<ROBERT.FOLEY@cookcountyil.gov> wrote:
Hi Sam—

Please find below a statement that can be attributed to me:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]



Sam Charles
Reporter | Metro

p: (312) 321-2843 m: (708) 638-4466
e: scharles@suntimes.com
chicago.suntimes.com
30 N. Racine Ave. Suite 300 Chicago, Illinois 60607

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case.
Could get that statement from Robert Foley?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Tobin, Michael <Michael.Tobin@FOXNEWS.COM>
Sent: Wednesday, February 20, 2019 4:08 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: Hi Tandra

Hi Tandra,

Can you confirm the tribune report that Foxx recused herself due to previous contact with the family?

> On Feb 19, 2019, at 6:29 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

>

> State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

>

> Tandra R. Simonton

> Chief Communications Officer

> Cook County State's Attorney's Office

> 312-603-1848 direct

> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

>

>> On Feb 19, 2019, at 6:27 PM, Tobin, Michael <Michael.Tobin@FOXNEWS.COM> wrote:

>>

>> Could I get the statement about Kim Foxx recusing herself?

>>

>> This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:09 PM
To: Burnett, Sara; Babwin, Don
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:09 PM
To: Luque, Carly E; Edwards, Brad A
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:09 PM
To: Unger, Samuel; Strasser, Rick; Crews, Julian
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:09 PM
To: Mosbach, Carleen R. (WLS-TV); Jones, Will R. (WLS-TV); Markoff, Barbara A. (WLS-TV)
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:10 PM
To: Rosemond, Angie (NBCUniversal, WMAQ); Orlando, Trina (NBCUniversal); Quraishi, Ash-har (NBCUniversal)
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:10 PM
To: Larry Yellen; Lisa Vucsko; Jennifer Struzik
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:10 PM
To: Madhani, Aamer
Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:11 PM
To: Tobin, Michael
Subject: Re: [EXTERNAL] Re: Hi Tandra

Yes -

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tobin, Michael <Michael.Tobin@FOXNEWS.COM>
Sent: Wednesday, February 20, 2019 4:08 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: Hi Tandra

Hi Tandra,

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> On Feb 19, 2019, at 6:29 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>
> State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.
>
> Tandra R. Simonton
> Chief Communications Officer
> Cook County State's Attorney's Office
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> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

>

>> On Feb 19, 2019, at 6:27 PM, Tobin, Michael <Michael.Tobin@FOXNEWS.COM> wrote:

>>

>> Could I get the statement about Kim Foxx recusing herself?

>>

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From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:11 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks. This should be attributed to Foley?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:10 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton

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e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:06 PM

To: TANDRA SIMONTON (States Attorney)

Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani

National Correspondent, Chicago Bureau

USA TODAY

Mobile: 202.557.6399

Desk: 312.321.7768

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:11 PM
To: Mandell, Sean (*IC)
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:12 PM
To: Madhani, Aamer
Subject: Re: Smollett

Either one of us is fine.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:11 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks. This should be attributed to Foley?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:10 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:14 PM
To: Puente, Maria
Subject: Re: from Maria Puente at USA TODAY re R. Kelly

RE: SA FOXX and Jussie Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>
Sent: Wednesday, February 20, 2019 10:26 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re R. Kelly

Checking on status, anything to report today re whatever is happening that is public?
Also, when you say Foxx has recused herself from the Smollett case, does that mean just her or all the prosecutors in her office? That case is not being dropped by the SA's office in Cook County and transferred elsewhere, right? Because AP was not clear on this...

MARIA PUENTE
Entertainment Reporter, LIFE
USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108

Read my stories and follow me on Twitter @usatmpuente

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Charles, Sam <scharles@suntimes.com>
Sent: Wednesday, February 20, 2019 4:14 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Foxx statement

Robert, could you say which day Foxx first made contact with Smollett's family and who reached out to who?

On Wed, Feb 20, 2019 at 4:04 PM Charles, Sam <scharles@suntimes.com> wrote:
Much appreciated.

On Wed, Feb 20, 2019 at 4:03 PM ROBERT FOLEY (States Attorney)
<ROBERT.FOLEY@cookcountyil.gov> wrote:
Hi Sam—

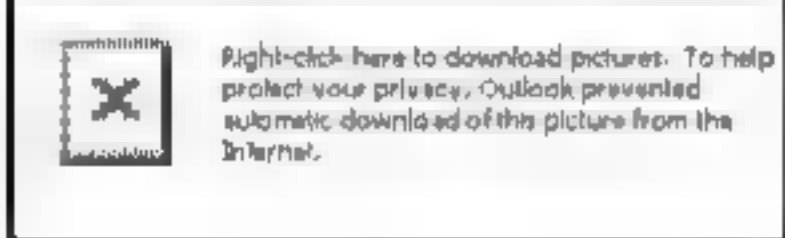

Please find below a statement that can be attributed to me:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

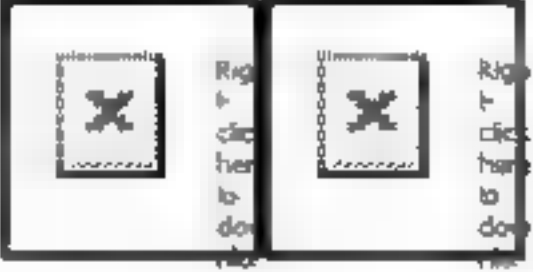
Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

--

	<p>Sam Charles Reporter Metro</p> <p>p: (312) 321-2843 m: (708) 638-4466 e: scharles@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
	

--



Sam Charles
Reporter | Metro

p: (312) 321-2843 m: (708) 638-4466
e: scharles@suntimes.com
chicago.suntimes.com
30 N. Racine Ave. Suite 300 Chicago, Illinois 60607

From: Larry Yellen <Larry.Yellen@FOXTV.COM>
Sent: Wednesday, February 20, 2019 4:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Statement re: SA Foxx and Jussie Smollet case

Thanks much.

Larry Yellen
WFLD TV
Cell 312 401 5669
Work 312 565 5476
@Larryyellen

On Feb 20, 2019, at 4:09 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Sent: Wednesday, February 20, 2019 4:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Statement re: SA Foxx and Jussie Smollet case

Thank you! Do you foresee a press conference or any further information being released today?

Barb Markoff
ABC 7 NEWS CHICAGO
312.750.7189

From: TANDRA SIMONTON (States Attorney) [mailto:tandra.simonton@cookcountyil.gov]
Sent: Wednesday, February 20, 2019 4:09 PM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>; Jones, Will R. (WLS-TV) <Will.R.Jones@abc.com>; Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, February 20, 2019 4:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Statement re: SA Foxx and Jussie Smollet case

Thank you

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, February 20, 2019 4:09 PM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>; Jones, Will R. (WLS-TV) <Will.R.Jones@abc.com>; Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:15 PM
To: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

Statement: re: Smollet investigation

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 6:16 PM
To: Zach Stafford
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

Could you comment on if this happened due to Foxx being a "distant relative" to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

From: Puente, Maria <mpuente@usatoday.com>
Sent: Wednesday, February 20, 2019 4:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: from Maria Puente at USA TODAY re R. Kelly

OK, thanks on Smollett.

And what about R. Kelly? His lawyer is beefing about having to vacate his studio under judge's order not to use it at night...comparing him to Beethoven even...sigh...

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 5:14 PM
To: Puente, Maria <mpuente@usatoday.com>
Subject: Re: from Maria Puente at USA TODAY re R. Kelly

RE: SA FOXX and Jussie Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>

Sent: Wednesday, February 20, 2019 10:26 AM

To: TANDRA SIMONTON (States Attorney)

Subject: from Maria Puente at USA TODAY re R. Kelly

Checking on status, anything to report today re whatever is happening that is public?

Also, when you say Foxx has recused herself from the Smollett case, does that mean just her or all the prosecutors in her office? That case is not being dropped by the SA's office in Cook County and transferred elsewhere, right? Because AP was not clear on this...

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter @usatmpuente

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:16 PM
To: Miles Bryan
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Hi Miles,

Update:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Can you confirm that an investigation is now underway into smollett for staging the attack ?

Get [Outlook for iOS](#)

On Tue, Feb 19, 2019 at 5:47 PM -0600, "TANDRA SIMONTON (States Attorney)"
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: statement on Kim Foxx recusal?

Hey can you send me over the statement on Kim Foxx recusing herself from Smollett investigation?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:17 PM
To: Parks, Brad
Subject: Re: CNN/ Foxx recuses herself from Smollett investigation?

Hi Brad -

Update:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, February 19, 2019 5:42 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN/ Foxx recuses herself from Smollett investigation?

Are you providing a reason?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, February 19, 2019 5:36 PM
To: Parks, Brad <Brad.Parks@turner.com>
Subject: Re: CNN/ Foxx recuses herself from Smollett investigation?

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton

Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, February 19, 2019 5:34 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Foxx recuses herself from Smollett investigation?

Hi Tandra,

CBS local is reporting that Kim has recused herself from the investigation surrounding Jussie Smollett. Can you confirm?

Any additional information you can provide would be appreciated.

BREAKING: Cook County S.A. Kim Foxx has recused herself from investigation surrounding the Jussie Smollett case.

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Babwin, Don <dbabwin@ap.org>
Sent: Wednesday, February 20, 2019 4:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Statement re: SA Foxx and Jussie Smollet case

Thanks Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyl.gov>
Sent: Wednesday, February 20, 2019 4:09 PM
To: Burnett, Sara <SBurnett@ap.org>; Babwin, Don <dbabwin@ap.org>
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

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e-mail: tandra.simonton@cookcountyl.gov

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:18 PM
To: Markoff, Barbara A. (WLS-TV)
Subject: Re: Statement re: SA Foxx and Jussie Smollet case

From: Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Sent: Wednesday, February 20, 2019 4:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Statement re: SA Foxx and Jussie Smollet case

Thank you! Do you foresee a press conference or any further information being released today?

Barb Markoff
ABC 7 NEWS CHICAGO
312.750.7189

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, February 20, 2019 4:09 PM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>; Jones, Will R. (WLS-TV) <Will.R.Jones@abc.com>;
Markoff, Barbara A. (WLS-TV) <Barbara.A.Markoff@abc.com>
Subject: Statement re: SA Foxx and Jussie Smollet case

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks.

Did your office have talks today with Smollett's attorneys?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:12 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

Either one of us is fine.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

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312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:11 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks. This should be attributed to Foley?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:10 PM

To: Madhani, Aamer <amadhani@usatoday.com>

Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>

Sent: Wednesday, February 20, 2019 4:06 PM

To: TANDRA SIMONTON (States Attorney)

Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani

National Correspondent, Chicago Bureau

USA TODAY

Mobile: 202.557.6399

Desk: 312.321.7768

From: Miles Bryan <mbryan@wbez.org>
Sent: Wednesday, February 20, 2019 4:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Thanks

Get [Outlook for iOS](#)

On Wed, Feb 20, 2019 at 4:16 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Hi Miles,

Update:

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton
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e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WBEZ request: statement on Kim Foxx recusal?

Can you confirm that an investigation is now underway into smollett for staging the attack ?

Get [Outlook for iOS](#)

On Tue, Feb 19, 2019 at 5:47 PM -0600, "TANDRA SIMONTON (States Attorney)"
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, February 19, 2019 5:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: statement on Kim Foxx recusal?

Hey can you send me over the statement on Kim Foxx recusing herself from Smollett investigation?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 4:39 PM
To: CHLOE RASMAS (States Attorney)
Subject: Statement re: SA Foxx and Smollett case

FYI - I sent this to FOX 32, not sure if this will affect the FOIA. Thanks.

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

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Chief Communications Officer
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312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:31 PM
To: Megan Crepeau
Subject: Charges approved

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

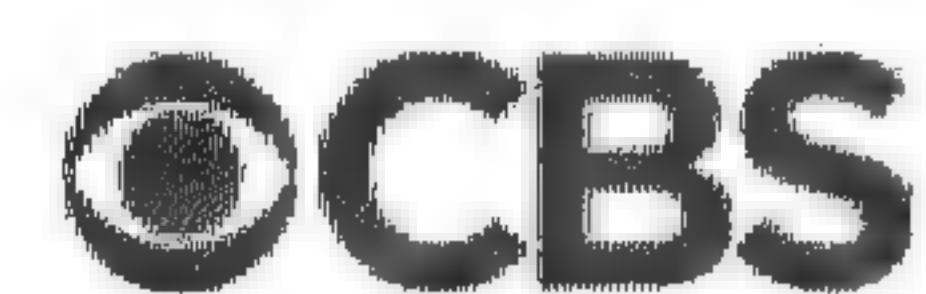
Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Whitehair, Julie A <jawwhitehair@cbs.com>
Sent: Wednesday, February 20, 2019 6:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CBS 2 NEWS: Smollett charges

Hi,

Can you confirm charges have been approved against Jussie Smollett? And what the charges are?

Thanks,
Julie



Julie Whitehair
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2200 Office
312-849-7200 Fax

From: Unger, Samuel <sunger@wgntv.com>
Sent: Wednesday, February 20, 2019 6:39 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Hi Tandra

Can you confirm...charges against Smollett? If so , what are the charges?

Thanks,
Sam

From: Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com>
Sent: Wednesday, February 20, 2019 6:40 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: NBC Network News

Can you confirm charges against Jussie Smollett?
What are the charges?

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589



From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, February 20, 2019 6:42 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Charges Approved?

Can you confirm Chicago Tribune's reporting that the charges have been approved? Disorderly conduct?

BREAKING — cook county state's attorney's office has approved charges against Jussie Smollett. Disorderly conduct charge, per authorities.

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Wednesday, February 20, 2019 6:42 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Hi there,

Any comment from SA's office reading the approved charges against Smollett?

x

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 20, 2019, at 2:15 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Statement: re: Smollet investigation

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 6:16 PM
To: Zach Stafford

Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

Could you comment on if this happened due to Foxx being a “distant relative” to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Wednesday, February 20, 2019 6:42 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC URGE T REQUEST Smollett Indicted?

Can you clarify?

Sent from my iPhone

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 6:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

Has Smollett been charged?

Sent from my iPhone

On Feb 20, 2019, at 4:18 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Thanks.

Did your office have talks today with Smollett's attorneys?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:12 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

Either one of us is fine.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:11 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks. This should be attributed to Foley?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Sent: Wednesday, February 20, 2019 4:10 PM

To: Madhani, Aamer <amadhani@usatoday.com>

Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

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Chief Communications Officer

Cook County State's Attorney's Office

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312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>

Sent: Wednesday, February 20, 2019 4:06 PM

To: TANDRA SIMONTON (States Attorney)

Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Babwin, Don <dbabwin@ap.org>
Sent: Wednesday, February 20, 2019 6:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: smollett

Is Smollett charged?

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:43 PM
To: jawwhitehair@cbs.com
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Strasser, Rick <rstrasser@wgntv.com>
Sent: Wednesday, February 20, 2019 6:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Hello Tandra

Can we confirm charges in Smollett?

From: Matthew Masterson <mmasterson@wttw.com>
Sent: Wednesday, February 20, 2019 6:45 PM
To: KIERA ELLIS (States Attorney)
Subject: Fw: Smollett charges

From: Matthew Masterson
Sent: Wednesday, February 20, 2019 6:42 PM
To: sao.media@cookcountyil.gov
Subject: Smollett charges

Hi Tandra,

Can you tell me what exactly Jesse Smollett has been charged with and when he is due in court?

Best,
Matt

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:45 PM
To: Whitehair, Julie A
Subject: Re: CBS 2 NEWS: Smollett charges

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:36 PM, Whitehair, Julie A <jawwhitehair@cbs.com> wrote:

Hi,

Can you confirm charges have been approved against Jussie Smollett? And what the charges are?

Thanks,
Julie

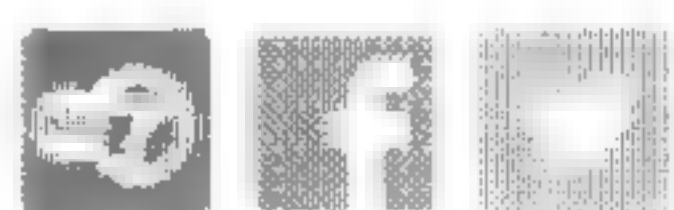
<image001.png>
Julie Whitehair
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2200 Office
312-849-7200 Fax

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, February 20, 2019 6:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: please send information on on smollett and indictment and felony charnges



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: Stendardo, Marco (NBCUniversal, WMAQ) <Marco.Stendardo@nbcuni.com>
Sent: Wednesday, February 20, 2019 6:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC CHICAGO

Tondra, what can you say about Smollett charges?

Thanks,
Marco



Marco Stendardo | Assignment Editor
o. 312.836.5658 | f. 312 527 5925
454 North Columbus Dr. Chicago, IL 60611

From: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Sent: Wednesday, February 20, 2019 6:46 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Rafer Weigel; John Potratz; Elizabeth Boylan-Kane
Subject: URGENT: FOX CHICAGO NEWS REQUEST

Can you confirm that Jussie Smollett has been charged with disorderly conduct?

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:46 PM
To: Unger, Samuel
Subject: Re: Hi Tandra

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:39 PM, Unger, Samuel <sunger@wgntv.com> wrote:

Can you confirm...charges against Smollett? If so , what are the charges?
Thanks,
Sam

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:47 PM
To: Parks, Brad
Subject: Re: CNN/ Charges Approved?

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:41 PM, Parks, Brad <Brad.Parks@turner.com> wrote:

Can you confirm Chicago Tribune's reporting that the charges have been approved? Disorderly conduct?

BREAKING — cook county state's attorney's office has approved charges against Jussie Smollett. Disorderly conduct charge, per authorities.

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:47 PM
To: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Hi there,

Any comment from SA's office reading the approved charges against Smollett?

x

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 20, 2019, at 2:15 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

Statement: re: Smollet investigation

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton

Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 6:16 PM
To: Zach Stafford
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

Could you comment on if this happened due to Foxx being a "distant relative" to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

From: Jones, Will R. (WLS-TV) <Will.R.Jones@abc.com>
Sent: Wednesday, February 20, 2019 6:47 PM
To: sao media (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Charges in Jussie Smollett?

Hi,

Are there charges?

Thanks.

Will Jones
Reporter
ABC 7 Chicago
Cell: 773-270-7090
Email: will.r.jones@abc.com

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:47 PM
To: Babwin, Don
Subject: Re: smollett

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Babwin, Don <dbabwin@ap.org> wrote:

Is Smollett charged?

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 6:47 PM
To: Babwin, Don
Subject: Re: smollett

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:47 PM
To: Kucera, Melanie (NBCUniversal)
Cc: sao media (States Attorney)
Subject: Re: NBC Network News

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:40 PM, Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com> wrote:

Can you confirm charges against Jussie Smollett?
What are the charges?

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589
<image001.png>

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:48 PM
To: Jones, Will R. (WLS-TV)
Cc: sao media (States Attorney)
Subject: Re: Charges in Jussie Smollett?

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
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312-603-1848 direct
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Are there charges?

Thanks.

Will Jones
Reporter
ABC 7 Chicago
Cell: 773-270-7090
Email: will.r.jones@abc.com

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:48 PM
To: Tiffany Smith
Cc: Rafer Weigel; John Potratz; Elizabeth Boylan-Kane
Subject: Re: URGENT: FOX CHICAGO NEWS REQUEST

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:46 PM, Tiffany Smith <Tiffany.Smith@FOXTV.COM> wrote:

Can you confirm that Jussie Smollett has been charged with disorderly conduct?

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Wednesday, February 20, 2019 6:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Has he been arrested?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

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<PastedGraphic-3.tiff>

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State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
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Sent: Tuesday, February 19, 2019 5:31 PM
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Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

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Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

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<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:48 PM
To: Stendardo, Marco (NBCUniversal, WMAQ)
Subject: Re: NBC CHICAGO

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:46 PM, Stendardo, Marco (NBCUniversal, WMAQ) <Marco.Stendardo@nbcuni.com> wrote:

Tondra, what can you say about Smollett charges?

Thanks,
Marco

<image001.png> **Marco Stendardo** | Assignment Editor
o. 312.836.5658 | f. 312 527 5925
454 North Columbus Dr. Chicago, IL 60611

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:48 PM
To: mhernandez@amilink.com; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com;
CoanE@cbsnews.com; mmasterson@wttw.com
Subject: Smollett charged

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:48 PM
To: mhernandez@amilink.com; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com;
CoanE@cbsnews.com; mmasterson@wttw.com
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:48 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: please send information on on smollett and indictment and felony charges

Gave to Eric and Will

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal
Tandra R. Simonton

Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:45 PM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:

<image001.png>

CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:49 PM
To: Strasser, Rick
Subject: Re: Hello Tandra

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:43 PM, Strasser, Rick <rstrasser@wgntv.com> wrote:

Can we confirm charges in Smollett?

From: Shamus Toomey <shamus@blockclubchi.org>
Sent: Wednesday, February 20, 2019 6:49 PM
To: KIERA ELLIS (States Attorney)
Subject: Smollett announcement?

Hello, Kiera.

Could you please forward the Jussie Smollett information to Block Club Chicago at this address. Thank you!

Shamus Toomey
Editor In Chief

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:49 PM
To: Madhani, Aamer
Subject: Re: Smollett

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Has Smollett been charged?

Sent from my iPhone

On Feb 20, 2019, at 4:18 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Thanks.

Did your office have talks today with Smollett's attorneys?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:12 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

Either one of us is fine.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:11 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks. This should be attributed to Foley?

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:10 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:49 PM
To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: NBC URGE T REQUEST Smollett Indicted?

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

Can you clarify?

Sent from my iPhone

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:49 PM
To: Sonia.Rao@washpost.com
Subject: Smollett

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Whitehair, Julie A <jawwhitehair@cbs.com>
Sent: Wednesday, February 20, 2019 6:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CBS 2 NEWS: Smollett charges

Thank you

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:45 PM
To: Whitehair, Julie A <jawwhitehair@cbs.com>
Subject: Re: CBS 2 NEWS: Smollett charges

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:36 PM, Whitehair, Julie A <jawwhitehair@cbs.com> wrote:

Hi,

Can you confirm charges have been approved against Jussie Smollett? And what the charges are?

Thanks,
Julie

<image001.png>
Julie Whitehair
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2200 Office
312-849-7200 Fax

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, February 20, 2019 6:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Charges Approved?

What about falsifying police report?

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

On Feb 20, 2019, at 6:46 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

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Tandra R. Simonton
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312-603-1848 direct
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email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:41 PM, Parks, Brad <Brad.Parks@turner.com> wrote:

Can you confirm Chicago Tribune's reporting that the charges have been approved? Disorderly conduct?

BREAKING — cook county state's attorney's office has approved charges against Jussie Smollett. Disorderly conduct charge, per authorities.

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, February 20, 2019 6:49 PM
To: sao media (States Attorney)
Subject: Fwd: Smollett announcement?

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Shamus Toomey <shamus@blockclubchi.org>
Sent: Wednesday, February 20, 2019 6:48 PM
To: KIERA ELLIS (States Attorney)
Subject: Smollett announcement?

Hello, Kiera.

Could you please forward the Jussie Smollett information to Block Club Chicago at this address. Thank you!

Shamus Toomey
Editor In Chief

From: Whitehair, Julie A <jawwhitehair@cbs.com>
Sent: Wednesday, February 20, 2019 6:49 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Smollett charged

Thanks!

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:43 PM
To: Whitehair, Julie A <jawwhitehair@cbs.com>
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Cook County State's Attorney's Office
Cell: [REDACTED]

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Sent: Wednesday, February 20, 2019 6:50 PM
To: Sonia.Rao@washpost.com
Subject: Smollett charged

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Strasser, Rick <rstrasser@wgntv.com>
Sent: Wednesday, February 20, 2019 6:50 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Hello Tandra

Is Smollett in custody? Or is he expected to be before the 1:30 pm court appearance?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:49 PM
To: Strasser, Rick <rstrasser@wgntv.com>
Subject: [EXT] Re: Hello Tandra

EXTERNAL EMAIL

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

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From: Michael Ramsey <Michael.Ramsey@entercom.com>
Sent: Wednesday, February 20, 2019 6:50 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: from WBBM NEWSRADIO

Hi, Tandra -- Can you confirm the disorderly conduct charge brought against Jussie Smollett? And is that a felony?

Best,

Michael Ramsey

Digital Content Producer

WBBM-AM

Entercom | Chicago
180 North Stetson Ave, Suite 1000
Chicago, IL 60601
O: +1 312-297-7801
M: +1 312-340-9765
entercom.com

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:50 PM
To: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

Contact CPD

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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email:tandra.simonton@cookcountyil.gov

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zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:50 PM
To: Stephanie.Wash@abc.com
Subject: Smollett

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

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Subject: Smollett

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:50 PM
To: Strasser, Rick
Subject: Re: Hello Tandra

Check with CPD

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:43 PM, Strasser, Rick <rstrasser@wgntv.com> wrote:

Can we confirm charges in Smollett?

From: Stendardo, Marco (NBCUniversal, WMAQ) <Marco.Stendardo@nbcuni.com>
Sent: Wednesday, February 20, 2019 6:50 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NBC CHICAGO

Thanks Tandra!

From: TANDRA SIMONTON (States Attorney) [mailto:tandra.simonton@cookcountyil.gov]
Sent: Wednesday, February 20, 2019 6:48 PM
To: Stendardo, Marco (NBCUniversal, WMAQ) <Marco.Stendardo@nbcuni.com>
Subject: [EXTERNAL] Re: NBC CHICAGO

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:46 PM, Stendardo, Marco (NBCUniversal, WMAQ) <Marco.Stendardo@nbcuni.com> wrote:

Tondra, what can you say about Smollett charges?

Thanks,
Marco

<image001.png> **Marco Stendardo** | Assignment Editor
o. 312.836.5658 | f. 312 527 5925
454 North Columbus Dr. Chicago, IL 60611

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, February 20, 2019 6:50 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Charges Approved?

Any plans for a press conference tonight?

(I heard CPD having one...)

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

On Feb 20, 2019, at 6:46 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:41 PM, Parks, Brad <Brad.Parks@turner.com> wrote:

Can you confirm Chicago Tribune's reporting that the charges have been approved? Disorderly conduct?

BREAKING — cook county state's attorney's office has approved charges against Jussie Smollett. Disorderly conduct charge, per authorities.

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:50 PM
To: Michael Ramsey
Cc: sao media (States Attorney)
Subject: Re: from WBBM NEWSRADIO

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:50 PM, Michael Ramsey <Michael.Ramsey@entercom.com> wrote:

Hi, Tandra -- Can you confirm the disorderly conduct charge brought against Jussie Smollett?
And is that a felony?

Best,

Michael Ramsey

Digital Content Producer

WBBM-AM

Entercom | Chicago
180 North Stetson Ave, Suite 1000
Chicago, IL 60601
O: +1 312-297-7801
M: +1 312-340-9765
entercom.com

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:51 PM
To: Parks, Brad
Subject: Re: CNN/ Charges Approved?

We are not

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:49 PM, Parks, Brad <Brad.Parks@turner.com> wrote:

What about falsifying police report?

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

On Feb 20, 2019, at 6:46 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

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BREAKING — cook county state's attorney's office has approved
charges against Jussie Smollett. Disorderly conduct charge, per
authorities.

Brad Parks
Supervising Producer

CNN Chicago
(213) 281-0853

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:51 PM
To: ashley.cullins@thr.com
Subject: Smollett

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Michael Ramsey <Michael.Ramsey@entercom.com>
Sent: Wednesday, February 20, 2019 6:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: from WBBM NEWSRADIO

ty

Michael Ramsey

Digital Content Producer

WBBM-AM

Entercom | Chicago
180 North Stetson Ave, Suite 1000
Chicago, IL 60601
O: +1 312-297-7801
M: +1 312-340-9765
entercom.com

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Sent: Wednesday, February 20, 2019 6:50 PM
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Michael Ramsey

Digital Content Producer

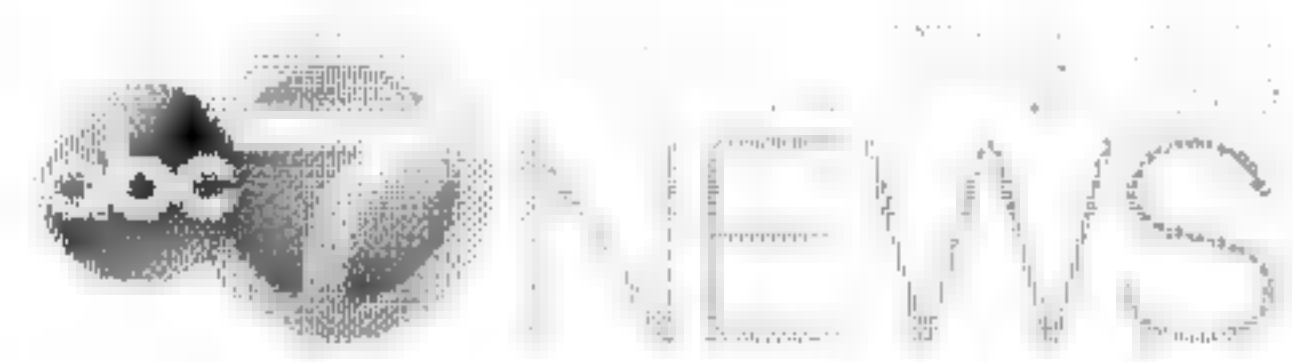
WBBM-AM

Entercom | Chicago
180 North Stetson Ave, Suite 1000
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O: +1 312-297-7801
M: +1 312-340-9765
entercom.com

From: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Sent: Wednesday, February 20, 2019 6:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Thank you

Okay.

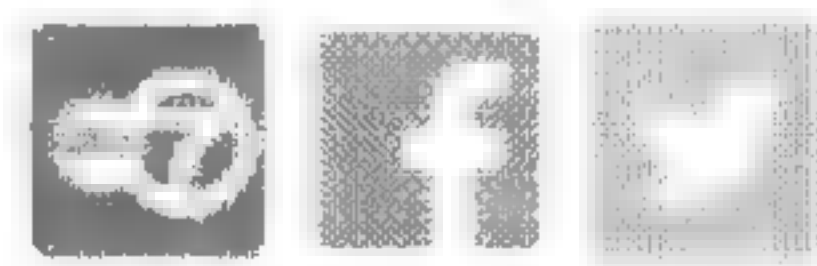
Jussie Smollett is charged with felony disorderly conduct and will be in bond court at 1:30pm at the Leighton Courthouse, correct?



**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com



From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:49 PM
To: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Subject: Re: Thank you

No statement

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:48 PM, Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com> wrote:

Please send me the official statement as well.

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

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190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com

<image002.png> <image003.png> <image004.png>

From: Ashley Cullins <ashley.cullins@thr.com>
Sent: Wednesday, February 20, 2019 6:51 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett

Thank you!!

Ashley Cullins

Staff Reporter



Email: ashley.cullins@thr.com | **Office:** 323.525.2081
Twitter: [@AshleyCullins](https://twitter.com/AshleyCullins)

On Wed, Feb 20, 2019 at 4:50 PM ROBERT FOLEY (States Attorney)

<ROBERT.FOLEY@cookcountyil.gov> wrote:

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: (██████████)

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:52 PM
To: Keith.Harden@foxnews.com
Subject: Smollett statem

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:52 PM
To: Keith.Harden@foxnews.com
Subject: Smollett statement

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:52 PM
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Subject: Smollett statement

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Wednesday, February 20, 2019 6:53 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: EXTERNAL* Smollett charged

Thank you for this, Mr.Foley.

If convicted, what is the max sentence for this charge? Also, is there a court date already set for Smollett's first appearance? Of so, which courtroom and what time?

Thanks again!

Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media, Inc.
(818) 437-3510 cell

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:48 PM
To: Hernandez, Marjorie; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com; CoanE@cbsnews.com; mmasterson@wttw.com
Subject: EXTERNAL* Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:53 PM
To: Sheena.Jones@turner.com
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Wednesday, February 20, 2019 6:54 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NBC URGE T REQUEST Smollett Indicted?

Is this correct: A Class 4 felony is punishable by one to three years in prison and a fine of up to \$25,000.

From: TANDRA SIMONTON (States Attorney) [mailto:tandra.simonton@cookcountyil.gov]
Sent: Wednesday, February 20, 2019 6:49 PM
To: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

Can you clarify?

Sent from my iPhone

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:54 PM
To: Sheena.Jones@turner.com
Subject: Smollett

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Sent: Wednesday, February 20, 2019 6:54 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Thank you

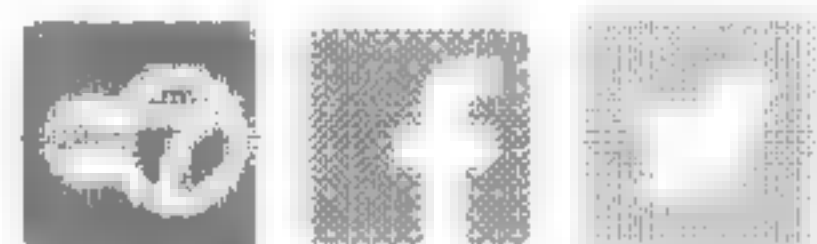
Is Smollett in custody in Chicago?



**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com



From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:49 PM
To: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Subject: Re: Thank you

No statement

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:48 PM, Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com> wrote:

Please send me the official statement as well.

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

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Eric.H.Siegel@abc.com
abc7chicago.com

<image002.png> <image003.png> <image004.png>

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Wednesday, February 20, 2019 6:54 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Smollett charged

Thank you so much!

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 7:53 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:55 PM
To: shamus@blockclubchi.org

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:55 PM
To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: NBC URGE T REQUEST Smollett Indicted?

Probation or up to 1-3 years in prison

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Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
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Can you clarify?

Sent from my iPhone

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Sent: Wednesday, February 20, 2019 6:55 PM
To: shamus@blockclubchi.org
Subject: Smollett

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Background info: Class 4 felony, and we expect bond court tomorrow,

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:55 PM
To: Siegel, Eric H. (WLS-TV)
Subject: Re: Thank you

Check with CPD

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Is Smollett in custody in Chicago?

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

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Sent: Wednesday, February 20, 2019 6:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NBC URGE T REQUEST Smollett Indicted?

No fine?

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Sent: Wednesday, February 20, 2019 6:55 PM
To: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

Probation or up to 1-3 years in prison

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From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Wednesday, February 20, 2019 6:55 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Smollett charged

Will you all be releasing the charging documents?

From: Jones, Sheena
Sent: Wednesday, February 20, 2019 7:54 PM
To: 'ROBERT FOLEY (States Attorney)' <ROBERT.FOLEY@cookcountyil.gov>
Subject: RE: Smollett charged

Thank you so much!

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Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 6:56 PM
To: shamus@blockclubchi.org
Subject: Smollett

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Background info: it's a Class 4 felony, and we expect bond court tomorrow,

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Sent: Wednesday, February 20, 2019 6:56 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Thank you

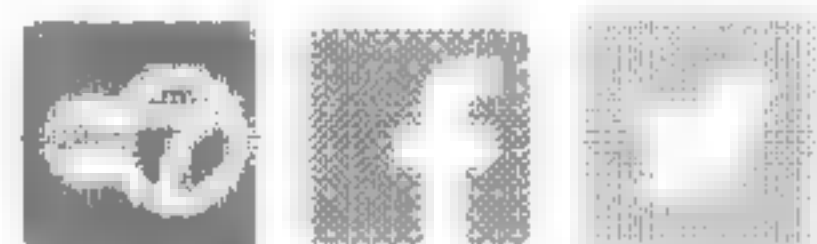
ABC Network got a statement from a Robert Foley?



**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

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Subject: Re: Thank you

No statement

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Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Please send me the official statement as well.

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com

<image002.png> <image003.png> <image004.png>

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 6:56 PM
To: sean.mandell@tmz.com
Subject: Smollet

Tandra R. Simonton
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To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: NBC URGE T REQUEST Smollett Indicted?

Not sure

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Probation or up to 1-3 years in prison

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To: TANDRA SIMONTON (States Attorney)
Subject: RE: Thank you

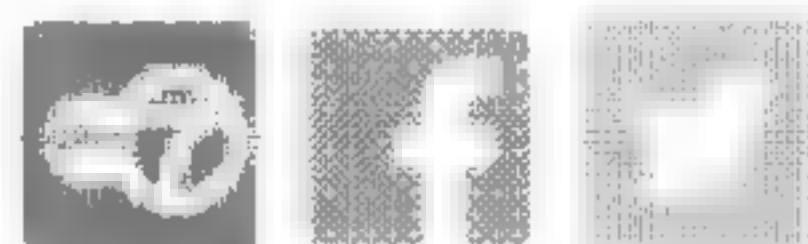
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From: Miles Bryan <mbryan@wbez.org>
Sent: Wednesday, February 20, 2019 6:58 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Npr request— have charged been filed against smollett ?

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From: Harden, Keith <Keith.Harden@FOXNEWS.COM>
Sent: Wednesday, February 20, 2019 6:58 PM
To: ROBERT FOLEY (States Attorney)
Cc: 164 -NationalDesk
Subject: RE: Smollett statement

Hi Robert-

Just to clarify. Is Smollett facing just the one charge of disorderly conduct or are there additional charges pending?



Keith Harden
Assignment Editor
Fox News Channel
212-301-3300
Keith.harden@foxnews.com

From: Harden, Keith
Sent: Wednesday, February 20, 2019 7:54 PM
To: 164 -NationalDesk <NationalDesk@FOXNEWS.COM>
Subject: FW: Smollett statement

Thanks!



Keith Harden
Assignment Editor
Fox News Channel
212-301-3300
Keith.harden@foxnews.com

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 7:52 PM
To: Harden, Keith <Keith.Harden@FOXNEWS.COM>
Subject: [EXTERNAL] Smollett statement

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 6:59 PM
To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: NBC URGE T REQUEST Smollett Indicted?

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Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

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Chief Communications Officer

Cook County State's Attorney's Office

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Sent: Wednesday, February 20, 2019 7:01 PM
To: jack.healy@nytimes.com
Subject: Smollett

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From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 7:02 PM
To: Karen.Mizoguchi@people.com
Subject: Smollett charges

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 20, 2019 7:02 PM
To: jack.healy@nytimes.com
Subject: Smollett

Hi Jack,

Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

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From: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Sent: Wednesday, February 20, 2019 7:05 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Thank you

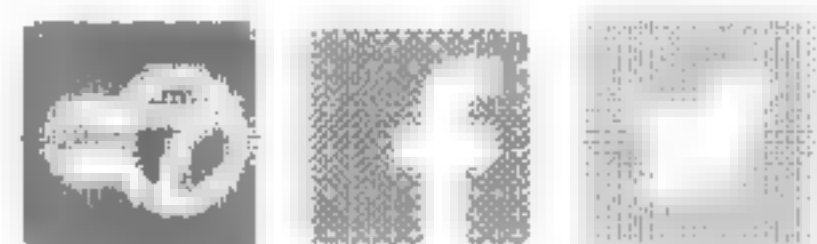
Bond hearing is at 1:30pm, right?



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From: Shamus Toomey <shamus@blockclubchi.org>
Sent: Wednesday, February 20, 2019 7:07 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett

Thanks! Can I get on your mailing list, along with newsroom@blockclubchi.org going forward.

Thanks!

On Feb 20, 2019, at 6:55 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Background info: it's a Class 4 felony, and we expect bond court tomorrow.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:08 PM
To: Siegel, Eric H. (WLS-TV)
Subject: Re: Thank you

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190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
abc7chicago.com

<image002.png> <image003.png> <image004.png>

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:49 PM
To: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Subject: Re: Thank you

No statement

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct

312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:48 PM, Siegel, Eric H. (WLS-TV)
<Eric.H.Siegel@abc.com> wrote:

Please send me the official statement as well.

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

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From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:08 PM
To: Siegel, Eric H. (WLS-TV)
Subject: Re: Thank you

Yes

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:07 PM, Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com> wrote:

Okay.

Jussie Smollett is charged with felony disorderly conduct and will be in bond court at 1:30pm at the Leighton Courthouse, correct?

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

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190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
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From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 7:13 PM
To: Hernandez, Marjorie
Subject: Re: EXTERNAL* Smollett charged

We expect bond court to
Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Feb 20, 2019, at 6:52 PM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

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Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media, Inc.
(818) 437-3510 cell

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:48 PM
To: Hernandez, Marjorie; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com; CoanE@cbsnews.com; mmasterson@wttw.com
Subject: EXTERNAL* Smollett charged

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Robert Foley
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Cook County State's Attorney's Office
Cell: [REDACTED]

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Sent: Wednesday, February 20, 2019 7:13 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: please respond

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From: ROBERT FOLEY (States Attorney) [mailto:ROBERT.FOLEY@cookcountyil.gov]
Sent: Wednesday, February 20, 2019 7:10 PM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
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From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 7:14 PM
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Subject: RE: Smollett

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Sent: Wednesday, February 20, 2019 6:49 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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email:tandra.simonton@cookcountyil.gov

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e-mail: tandra.simonton@cookcountyil.gov

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Sent: Wednesday, February 20, 2019 4:10 PM

To: Madhani, Aamer <amadhani@usatoday.com>

Subject: Re: Smollett

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Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Karen Mizoguchi <Karen.Mizoguchi@people.com>
Sent: Wednesday, February 20, 2019 7:15 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett charges

Thank you!

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 8:01:30 PM
To: Karen Mizoguchi
Subject: Smollett charges

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

This electronic message, including any attachments, may contain proprietary, confidential or privileged information for the sole use of the intended recipient(s). You are hereby notified that any unauthorized disclosure, copying, distribution, or use of this message is prohibited. If you have received this message in error, please immediately notify the sender by reply e-mail and delete it.

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, February 20, 2019 7:17 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: please respond

And network is calling you a senior advisor.. when you find your mind. Find mind too. Ha!

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From: Miles Bryan <mbryan@wbez.org>
Sent: Wednesday, February 20, 2019 7:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Npr request— have charged been filed against smollett ?

Is that one or two charges ?

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On Wed, Feb 20, 2019 at 6:59 PM -0600, "TANDRA SIMONTON (States Attorney)"
<tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th
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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:58 PM, Miles Bryan <mbryan@wbez.org> wrote:

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From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Wednesday, February 20, 2019 7:18 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: EXTERNAL* Smollett charged

Does that also mean he is expected to turn himself in, or will he be arrested soon?

Thanks again!

Marjorie

Sent from my iPhone

On Feb 20, 2019, at 5:13 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Puente, Maria <mpuente@usatoday.com>
Sent: Wednesday, February 20, 2019 7:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re Smollett

Can I get the precise wording of what he was charged with? And this is a prosecutor charge NOT an indictment, correct? Am I the only one who gives a damn about these distinctions...

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:19 PM
To: Madhani, Aamer
Subject: Re: Smollett

No; that will come from the Cook County Clerk of the Circuit. Their contact info is mediarequest@cookcountycourt.com or 312-603-5690

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From: Madhani, Aamer <amadhani@usatoday.com>
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Subject: RE: Smollett

Thank. And this is an indictment in this case, yes?

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National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: tandra.simonton@cookcountyil.gov
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To: Miles Bryan
Subject: Re: Npr request— have charged been filed against smollett ?

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To: TANDRA SIMONTON (States Attorney)
Subject: Re: Npr request— have charged been filed against smollett ?

Filing a false police report is considered felony disorderly conduct right ? Just making sure

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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:18 PM, Miles Bryan <mbryan@wbez.org> wrote:

Is that one or two charges ?

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On Wed, Feb 20, 2019 at 6:59 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:58 PM, Miles Bryan <mbryan@wbez.org> wrote:

Get Outlook for iOS

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:22 PM
To: Madhani, Aamer
Subject: Re: Smollett

No indictment yet

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:20 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Thank. And this is an indictment in this case, yes?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 7:19 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

No; that will come from the Cook County Clerk of the Circuit. Their contact info is mediarequest@cookcountycourt.com or 312-603-5690

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:14 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Is the indictment/complaint ready. Can you send my way?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:49 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Madhani, Aamer <amadhani@usatoday.com> wrote:

Has Smollett been charged?

Sent from my iPhone

On Feb 20, 2019, at 4:18 PM, Madhani, Aamer
<amadhani@usatoday.com> wrote:

Thanks.

Did your office have talks today with Smollett's
attorneys?

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:12 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett

Either one of us is fine.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:11 PM

To: TANDRA SIMONTON (States Attorney)

Subject: RE: Smollett

Thanks. This should be attributed to Foley?

From: TANDRA SIMONTON (States Attorney)

[<tandra.simonton@cookcountyil.gov>](mailto:tandra.simonton@cookcountyil.gov)

Sent: Wednesday, February 20, 2019 4:10 PM

To: Madhani, Aamer [<amadhani@usatoday.com>](mailto:amadhani@usatoday.com)

Subject: Re: Smollett

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer
<amadhani@usatoday.com>
Sent: Wednesday, February 20, 2019 4:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi Tandra,

See the Tribune report that your office gave more details today on why SA Foxx decided to recuse in the Smollett case. Could get that statement from Robert Foley?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:23 PM
To: Puente, Maria
Subject: Re: from Maria Puente at USA TODAY re Smollett

Disorderly Conduct, Class 4 felony. No he has not been indicted.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:18 PM, Puente, Maria <mpuente@usatoday.com> wrote:

Can I get the precise wording of what he was charged with? And this is a prosecutor charge NOT an indictment, correct? Am I the only one who gives a damn about these distinctions...

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108
Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:24 PM
To: Miles Bryan
Subject: Re: Npr request— have charged been filed against smollett ?

Yes

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:22 PM, Miles Bryan <mbryan@wbez.org> wrote:

Filing a false police report is considered felony disorderly conduct right ? Just making sure

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On Wed, Feb 20, 2019 at 7:21 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

One

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:18 PM, Miles Bryan <mbryan@wbez.org> wrote:

Is that one or two charges ?

Get [Outlook for iOS](#)

On Wed, Feb 20, 2019 at 6:59 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:58 PM, Miles Bryan <mbryan@wbez.org> wrote:

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From: Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com>
Sent: Wednesday, February 20, 2019 7:25 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: RE: NBC Network News

Thank you!

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589



From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, February 20, 2019 6:47 PM
To: Kucera, Melanie (NBCUniversal)
Cc: sao media (States Attorney)
Subject: [EXTERNAL] Re: NBC Network News

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:40 PM, Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com> wrote:

Can you confirm charges against Jussie Smollett?
What are the charges?

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589
<image001.png>

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:29 PM
To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: NBC URGE T REQUEST Smollett Indicted?

Yes that is the maximum fine

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:56 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

I'm seeing: A Class 4 felony is punishable by **one to three years** in prison and a fine of up to \$25,000.

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, February 20, 2019 6:56 PM
To: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

Not sure

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:55 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

No fine?

From: TANDRA SIMONTON (States Attorney)
[<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, February 20, 2019 6:55 PM
To: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

Probation or up to 1-3 years in prison

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:53 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

Is this correct: A Class 4 felony is punishable by one to three years in prison and a fine of up to \$25,000.

From: TANDRA SIMONTON (States Attorney)
[<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, February 20, 2019 6:49 PM
To: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Subject: [EXTERNAL] Re: NBC URGE T REQUEST Smollett Indicted?

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com> wrote:

Can you clarify?

Sent from my iPhone

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Wednesday, February 20, 2019 7:30 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Zach Stafford
Subject: Re: URGENT: Kim Foxx recuses from Smollett?
Attachments: PastedGraphic-3.tiff

Is the SA's office exploring charges for Jussie Smollett's manager who was involved in the police report?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 20, 2019, at 4:49 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Contact CPD

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Hi there,

Any comment from SA's office reading the approved charges against Smollett?

x

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 20, 2019, at 2:15 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Statement: re: Smollet investigation

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor."

Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 6:16 PM
To: Zach Stafford
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: Kim Foxx recuses from Smollett?

Could you comment on if this happened due to Foxx being a "distant relative" to someone involved?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:37 PM, Zach Stafford <zach.stafford@advocate.com> wrote:

Will you all be elaborating on the why at all?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

On Feb 19, 2019, at 3:36 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

State's Attorney Foxx has recused herself from the investigation surrounding Jussie Smollett's alleged attack on [date], and the Acting State's Attorney for the matter is First Assistant State's Attorney Joseph Magats.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, February 19, 2019 5:31 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: URGENT: Kim Foxx recuses from Smollett?

Hi there,

Hearing reports that Kim Foxx is recusing herself from the Jussie Smollett investigation. Could you all elaborate on why?

Zach

Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

<PastedGraphic-3.tiff>

From: Babwin, Don <dbabwin@ap.org>
Sent: Wednesday, February 20, 2019 7:30 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: smollett

Do you know if he will have to turn himself in beforehand ?

Sent from my iPhone

On Feb 20, 2019, at 6:47 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow
1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Babwin, Don <dbabwin@ap.org> wrote:

Is Smollett charged?

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

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From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 7:31 PM
To: Babwin, Don
Subject: Re: smollett

Check with CPD

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:30 PM, Babwin, Don <dbabwin@ap.org> wrote:

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Sent from my iPhone

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Tandra R. Simonton
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312-603-1848 direct
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email: tandra.simonton@cookcountyil.gov

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Is Smollett charged?

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From: Babwin, Don <dbabwin@ap.org>
Sent: Wednesday, February 20, 2019 7:32 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: smollett

Will do. Thanks.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 7:31 PM
To: Babwin, Don <dbabwin@ap.org>
Subject: Re: smollett

Check with CPD

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

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Do you know if he will have to turn himself in beforehand ?

Sent from my iPhone

On Feb 20, 2019, at 6:47 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:42 PM, Babwin, Don <dbabwin@ap.org> wrote:

Is Smollett charged?

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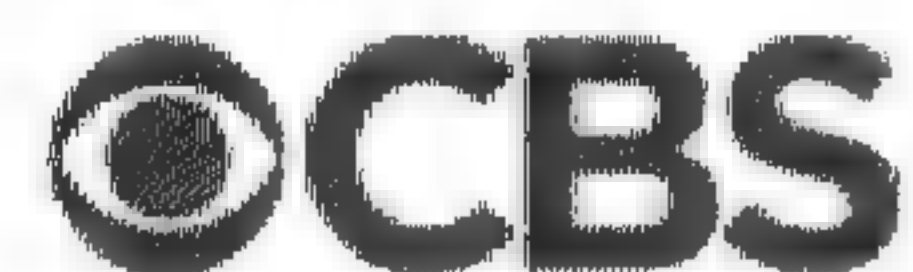
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From: WBBM-TV Desk <wbbmtvdesk@cbs.com>
Sent: Wednesday, February 20, 2019 7:52 PM
To: ROBERT FOLEY (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: CBS 2 NEWS: Anita Alvarez comment

Hi,

I'm reaching out to see if State's Attorney Foxx has a comment or statement in regards to our interview that aired tonight with Anita Alvarez, including her saying Foxx should explain to the public what the conflict is that's causing her to recuse herself from the Smollett case?

Thanks so much,
Julie



Julie Whitehair
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2200 Office
312-849-7200 Fax

From: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Sent: Wednesday, February 20, 2019 8:05 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Rafer Weigel; John Potratz; Elizabeth Boylan-Kane
Subject: RE: URGENT: FOX CHICAGO NEWS REQUEST

Do you know the penalty that a class 4 felony carries under Illinois law?

From: Tiffany Smith
Sent: Wednesday, February 20, 2019 6:46 PM
To: 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>
Cc: Rafer Weigel <Rafer.Weigel@FOXTV.COM>; John Potratz <John.Potratz@FOXTV.COM>; Elizabeth Boylan-Kane <Elizabeth.Boylan-Kane@FOXTV.COM>
Subject: URGENT: FOX CHICAGO NEWS REQUEST
Importance: High

Can you confirm that Jussie Smollett has been charged with disorderly conduct?

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, February 20, 2019 8:07 PM
To: Tiffany Smith
Cc: Rafer Weigel; John Potratz; Elizabeth Boylan-Kane
Subject: Re: URGENT: FOX CHICAGO NEWS REQUEST

Probation or 1-3 years and a possible fine of up to \$25,000

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 8:04 PM, Tiffany Smith <Tiffany.Smith@FOXTV.COM> wrote:

Do you know the penalty that a class 4 felony carries under Illinois law?

From: Tiffany Smith
Sent: Wednesday, February 20, 2019 6:46 PM
To: 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>
Cc: Rafer Weigel <Rafer.Weigel@FOXTV.COM>; John Potratz <John.Potratz@FOXTV.COM>; Elizabeth Boylan-Kane <Elizabeth.Boylan-Kane@FOXTV.COM>
Subject: URGENT: FOX CHICAGO NEWS REQUEST
Importance: High

Can you confirm that Jussie Smollett has been charged with disorderly conduct?

From: Rafer Weigel <Rafer.Weigel@FOXTV.COM>
Sent: Wednesday, February 20, 2019 8:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT: FOX CHICAGO NEWS REQUEST

Thank you

Sent from my iPhone

On Feb 20, 2019, at 8:07 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Probation or 1-3 years and a possible fine of up to \$25,000

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 8:04 PM, Tiffany Smith <Tiffany.Smith@FOXTV.COM> wrote:

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From: Tiffany Smith
Sent: Wednesday, February 20, 2019 6:46 PM
To: 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>
Cc: Rafer Weigel <Rafer.Weigel@FOXTV.COM>; John Potratz <John.Potratz@FOXTV.COM>; Elizabeth Boylan-Kane <Elizabeth.Boylan-Kane@FOXTV.COM>
Subject: URGENT: FOX CHICAGO NEWS REQUEST
Importance: High

Can you confirm that Jussie Smollett has been charged with disorderly conduct?

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 8:20 PM
To: erin.ailworth@wsj.com
Subject: Smollett information

Hi Erin—

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

It is a class 4 felony, and we expect him in bond court tomorrow.

Please let me know if you have any questions.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Erin Ailworth <erin.ailworth@wsj.com>
Sent: Wednesday, February 20, 2019 8:21 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett information

Thanks!

Sent from my iPhone

On Feb 20, 2019, at 8:19 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Hi Erin—

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

It is a class 4 felony, and we expect him in bond court tomorrow.

Please let me know if you have any questions.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Wednesday, February 20, 2019 9:07 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: EXTERNAL* Smollett charged

Hi Mr.Foley,

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Thank you!

Marjorie Hernandez
Justice Editor
Us Weekly/American Media, Inc.

Sent from my iPhone

On Feb 20, 2019, at 5:13 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

We expect bond court tomorrow.

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Thanks again!

Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media, Inc.
(818) 437-3510 cell

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>

Sent: Wednesday, February 20, 2019 4:48 PM

To: Hernandez, Marjorie; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com; CoanE@cbsnews.com; mmasterson@wttw.com

Subject: EXTERNAL* Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, February 20, 2019 9:12 PM
To: Hernandez, Marjorie
Subject: Re: EXTERNAL* Smollett charged

He was not indicted by the grand jury. It would be accurate to say he was charged. Yes

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

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Cell: [REDACTED]

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Cell: [REDACTED]

From: Hernandez, Marjorie <mhernandez@amilink.com>
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To: ROBERT FOLEY (States Attorney)
Subject: Re: EXTERNAL* Smollett charged

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Marj

Sent from my iPhone

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Cook County State's Attorney's Office

Cell: [REDACTED]

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Subject: Re: EXTERNAL* Smollett charged

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The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor

Cook County State's Attorney's Office
Cell: [REDACTED]

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, February 20, 2019 10:15 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett information

Is it correct to say Jussie Smollett has been charged instead of charges have been approved?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Wed, Feb 20, 2019 at 8:20 PM Erin Ailworth <erin.ailworth@wsj.com> wrote:
Thanks!

Sent from my iPhone

On Feb 20, 2019, at 8:19 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Hi Erin—

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

It is a class 4 felony, and we expect him in bond court tomorrow.

Please let me know if you have any questions.

Best,
Robert

Robert Foley
Senior Advisor

Cook County State's Attorney's Office
Cell: [REDACTED]

From: Miles Bryan <mbryan@wbez.org>
Sent: Thursday, February 21, 2019 4:04 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Npr request— have charged been filed against smollett ?

Hey quick question — was smollett charged by a grand jury, or by prosecutors ?

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On Wed, Feb 20, 2019 at 7:23 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Yes

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:22 PM, Miles Bryan <mbryan@wbez.org> wrote:

Filing a false police report is considered felony disorderly conduct right ? Just making sure

Get [Outlook for iOS](#)

On Wed, Feb 20, 2019 at 7:21 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

One

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:18 PM, Miles Bryan <mbryan@wbez.org> wrote:

Is that one or two charges ?

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On Wed, Feb 20, 2019 at 6:59 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:58 PM, Miles Bryan <mbryan@wbez.org> wrote:

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From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Thursday, February 21, 2019 7:22 AM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett charging docs

Good morning, Mr.Foley:

Would you be able to provide the charging document once it is available?

Thank you!

Marjorie Hernandez
Justice Editor
Us Weekly
(818)437-3510 cell

Sent from my iPhone

On Feb 20, 2019, at 7:41 PM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Will do. Thanks again! Have a good night!

Marj

Sent from my iPhone

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Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Ortiz, Michael (*IC) <Michael.Ortiz@tmz.com>
Sent: Thursday, February 21, 2019 8:14 AM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ Urgent Request

Hi Tandra,

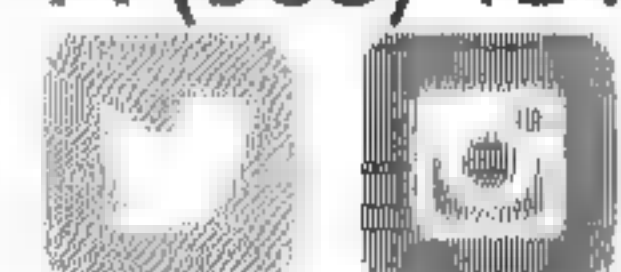
My name is Michael Ortiz and I am a News Producer for TMZ. I wanted to check if you will be releasing the indictment on Jussie Smollett now that he has been arrested. Or will I need to go through Cook County Media Relations for those records?

Thank you,



Michael Ortiz | News Producer, New York

P: (908) 414-6813



From: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Sent: Thursday, February 21, 2019 8:32 AM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ Request

Hello,

TMZ would like to request a copy of the Jussie Smollett indictment . can it please be emailed to dennis.broad@tmz.com and tmztips@tmz.com thank you for any and all help with this request.

Thank you,
Dennis J Broad
Senior Investigative Producer
818-972-0091 Work
818-321-5112 Cell
818-972-0343 Fax
Dennis.Broad@TMZ.com



From: Nguyen, Vi <vnnguyen@cbs.com>
Sent: Thursday, February 21, 2019 8:33 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Bond court

Hi Tandra,
Do you know which courtroom Jussie Smollett will appear for bond court? Thank you so much!

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, February 21, 2019 8:42 AM
To: sao media (States Attorney); ROBERT FOLEY (States Attorney)
Cc: Joseph Barrett
Subject: Re: WSJ

Hi --

I'd like to clarify one thing that I was not able to do definitively last night when I spoke with Robert Foley. We wrote, per an interview with CPD, that a grand jury had returned an indictment against Smollet and that charges had been approved by the SAO. When we saw the NYT issue a correction saying Jussie Smollett had not been indicted, I rechecked our initial wording and was told that "returned an indictment" was correct. Before we issue our own correction, I want to make sure that there is not some small distinction between "returned and indictment" and "was indicted" that indeed means our wording was correct. Can you help?

In order to work around the problem immediately, we did tweak our story language last night to just say Mr. Smollett had been charged. Depending on what you say, we will draft a correction for earlier versions of the story.

FYI, as I am at the CPD press conference this morning, I am CCing my editor Joe Barrett.

Thanks
-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Wed, Feb 20, 2019 at 7:32 PM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:
Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Cook County State's Attorney's Office

Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
email: sao.media@cookcountyil.gov

On Feb 20, 2019, at 7:30 PM, Ailworth, Erin <erin.ailworth@wsj.com> wrote:

Hi --

Wondering if you can confirm charges for Jussie Smollett and tell me when you expect a bond hearing? Thanks!

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O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 8:47 AM
To: Ailworth, Erin
Cc: sao media (States Attorney); Joseph Barrett
Subject: Re: WSJ

Good morning—

There is no distinction between “returned an indictment” and “was indicted”

Robert Foley
Senior Advisor
Cook County State’s Attorney’s Office
Cell: [REDACTED]

On Feb 21, 2019, at 8:41 AM, Ailworth, Erin <erin.ailworth@wsj.com> wrote:

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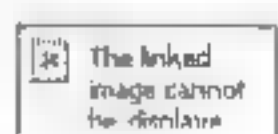
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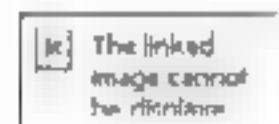
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From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 8:50 AM
To: Ailworth, Erin
Cc: sao media (States Attorney); Joseph Barrett
Subject: Re: WSJ

Good morning—

There is no distinction between “returned an indictment” and “was indicted”. An indictment is when the grand jury issues a true bill, meaning they have found probably cause to charge the person with a crime.

The State’s Attorney’s Office has approved a felony charge in the case.

Thanks,
Robert

Robert Foley
Senior Advisor
Cook County State’s Attorney’s Office
Cell: [REDACTED]

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FYI, as I am at the CPD press conference this morning, I am CCing my editor Joe Barrett.

Thanks
-- Erin

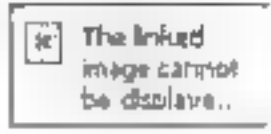
* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



On Wed, Feb 20, 2019 at 7:32 PM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:
Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
email: sao.media@cookcountyil.gov

On Feb 20, 2019, at 7:30 PM, Ailworth, Erin <erin.ailworth@wsj.com> wrote:

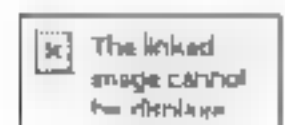
Hi --

Wondering if you can confirm charges for Jussie Smollett and tell me when you expect a bond hearing? Thanks!

-- Erin

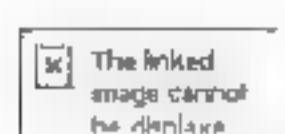
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E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 8:50 AM
To: Broad, Dennis (*IC)
Subject: Re: TMZ Request

Public records can be obtained
from the Cook County Clerk of the Circuit Court. Their contact info
mediarequest@cookcountycourt.com or [312-603-5690](tel:312-603-5690)

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 8:31 AM, Broad, Dennis (*IC) <Dennis.Broad@tmz.com> wrote:

Hello,

TMZ would like to request a copy of the Jussie Smollett indictment . can it please be emailed to
dennis.broad@tmz.com and tmztips@tmz.com thank you for any and all help with this request.

Thank you,
Dennis J Broad
Senior Investigative Producer
818-972-0091 Work
818-321-5112 Cell
818-972-0343 Fax
Dennis.Broad@TMZ.com
<image003.jpg>

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 8:51 AM
To: Nguyen, Vi
Subject: Re: Bond court

100

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 8:33 AM, Nguyen, Vi <vnnguyen@cbs.com> wrote:

Hi Tandra,
Do you know which courtroom Jussie Smollett will appear for bond court? Thank you so much!

From: Barrett, Joe <joseph.barrett@wsj.com>
Sent: Thursday, February 21, 2019 8:52 AM
To: ROBERT FOLEY (States Attorney)
Cc: Ailworth, Erin; sao media (States Attorney)
Subject: Re: WSJ

So we also had a headline that said:
Grand Jury Indicts Jussie Smollett for Making False Report
Is that correct?

On Thu, Feb 21, 2019 at 8:50 AM ROBERT FOLEY (States Attorney)
<ROBERT.FOLEY@cookcountyil.gov> wrote:
Good morning—

There is no distinction between “returned an indictment” and “was indicted”. An indictment is when the grand jury issues a true bill, meaning they have found probably cause to charge the person with a crime.

The State’s Attorney’s Office has approved a felony charge in the case.

Thanks,
Robert

Robert Foley
Senior Advisor
Cook County State’s Attorney’s Office
Cell: [REDACTED]

On Feb 21, 2019, at 8:41 AM, Ailworth, Erin <erin.ailworth@wsj.com> wrote:

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FYI, as I am at the CPD press conference this morning, I am CCing my editor Joe Barrett.

Thanks
-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



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Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



--

Joe Barrett

U.S. Midwest and Education Editor

The Wall Street Journal.

1 S. Wacker Dr. 17th Floor

Chicago, IL 60614

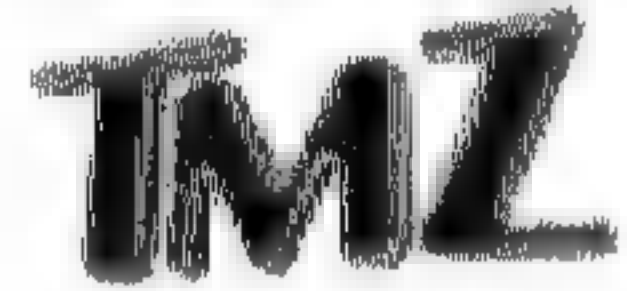
(w) 312-750-4147

(c) 347-406-3429

From: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Sent: Thursday, February 21, 2019 8:54 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Request

Thank you

Thank you,
Dennis J Broad
Senior Investigative Producer
818-972-0091 Work
818-321-5112 Cell
818-972-0343 Fax
Dennis.Broad@TMZ.com



From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
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Subject: Re: TMZ Request

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Tandra R. Simonton
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818-972-0091 Work
818-321-5112 Cell
818-972-0343 Fax
Dennis.Broad@TMZ.com
<image003.jpg>

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 8:56 AM
To: Barrett, Joe
Cc: Ailworth, Erin; sao media (States Attorney)
Subject: Re: WSJ

Sorry but unfortunately it is not correct.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

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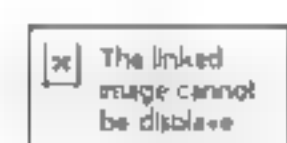
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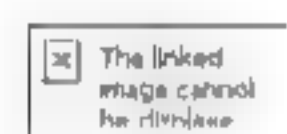
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Erin Ailworth

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Joe Barrett
U.S. Midwest and Education Editor
The Wall Street Journal.
1 S. Wacker Dr. 17th Floor
Chicago, IL 60614
(w) 312-750-4147
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To: KIERA ELLIS (States Attorney)[KIERA.ELLIS@cookcountyil.gov]; TANDRA SIMONTON (States Attorney)[tandra.simonton@cookcountyil.gov]
Cc: ROBERT FOLEY (States Attorney)[ROBERT.FOLEY@cookcountyil.gov]; APRIL PERRY (States Attorney)[APRIL.PERRY@cookcountyil.gov]
From: CHLOE RASMAS (States Attorney)
Sent: Thur 2/21/2019 9:08:18 AM
Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following: disorderly conduct for filing a false police report and a false police report and the number of people convicted for 2014 and 2018 or 2013 and 2017 if 2018 data is not yet available.
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's Attorney Kim Foxx and the Chicago Daily Law Bulletin.
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, between utilized by Cook County State's Attorney Kim Foxx's production crew, supervisors and or any other person involved in the production of the show.
Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the Chicago Daily Law Bulletin notes, memos regarding the decision of Kim Foxx to recuse herself from the case. We are requesting Under the Illinois Freedom of Information Act documentation explaining what Kim Foxx's recusal would entail, which makes her the person in charge, we would like a copy of the particular case. Will he still have to answer to Kim Foxx's copy of any debate, discussion, notes regarding v

From: Puente, Maria <mpuente@usatoday.com>
Sent: Thursday, February 21, 2019 9:08 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re R. Kelly

Anything to report today on that case? Avenatti says he's doing presser in Chicago Friday to discuss the case. Is that in connection with something actually happening in the case, such as an indictment?

Also, at Smollett bond hearing: Will SA's office be seeking anything in regard to money or other requirements? Thanks,

Maria Puente

Ps. I don't envy you your job this week. It's even worse than mine...

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

To: CHLOE RASMAS (States Attorney)[CHLOE.RASMAS@cookcountyil.gov]
From: APRIL PERRY (States Attorney)
Sent: Thur 2/21/2019 9:14:42 AM
Subject: RE: smollett FOIAs

Happy to discuss at your convenience.

From: CHLOE RASMAS (States Attorney)
Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney); APRIL PERRY (States Attorney)
Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following office has charged people for disorderly conduct for filing a false statement, which resulted in a conviction over the last five years (between 2013-2018) broken down year by year. If the number of people charged for disorderly conduct or of people convicted for disorderly conduct for filing a false police report.
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's Attorney's Office and agencies regarding Jussie Smollett.
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, letters, emails, logs for any phones or devices between utilized by Cook County employees included but not limited to cast members, managers, and associated with the show "Empire." This request also includes any records from Fox Entertainment.
Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the Cook County Board of Supervisors any and all documents, emails, notes, memos regarding the investigation off to First Assistant State's Attorney Joseph M. DiStasio, Jr. Act, 5 ILCS 140, any signed document from Kim Foxx regarding the recusal would consist of. For example, since she is the elected County Clerk, her the person in charge, we would like a clear definition of what her duties are for this particular case. Will he still have to answer to Kim Foxx's Attorney office. We also would like a copy of any debate, discussion, or decision by the State's Attorney from suri

To: CHLOE RASMAS (States Attorney)[CHLOE.RASMAS@cookcountyil.gov]
From: APRIL.PERRY@cookcountyil.gov
Sent: Thur 2/21/2019 9:42:56 AM
Subject: Re: smollett FOIAs

Now is good.

Sent from my iPhone

On Feb 21, 2019, at 9:35 AM, CHLOE RASMAS (States Attorney)
<CHLOE.RASMAS@cookcountyil.gov> wrote:

I can pop over right now if you're free

From: APRIL PERRY (States Attorney)
Sent: Thursday, February 21, 2019 9:15 AM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyil.gov>
Subject: RE: smollett FOIAs

Happy to discuss at your convenience.

From: CHLOE RASMAS (States Attorney)
Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney); APRIL PERRY (States Attorney)
Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following: County state's attorney's office has charged people for criminal offenses report and a separate list of how many of those charges resulted in convictions (between 2014 and 2018 or 2013 and 2017 if 2018 data is not available) If the number of people charged for disorderly conduct for filing a false people convicted for disorderly conduct for filing a false request those numbers
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's Attorney's Office external persons or agencies regarding Jussie Smollett
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to emails, text messages, messages, voicemails and phone logs for any phones owned by or used by State's Attorney Kimberly Foxx to communicate with any members, managers, members, managers, production crew, supervisors and or anyone associated with "Empire." This request also includes any and all correspondence

		Entertainment.
Lisa Vucsko	WFLD - Fox 32 Chicago	<p>We would like to a copy of the Recusal process that the Co</p> <p>We are also requesting any and all documents, emails, no</p> <p>Foxx to recuse herself and hand the Smollett investigation c</p> <p>Magats. We are requesting Under the Illinois Freedom o</p> <p>document from Kim Foxx regarding her recusal and any d</p> <p>recusal would consist of. For example, since she is the e</p> <p>Attorney office, which makes her the person in charge, w</p> <p>Assistant State's Attorney Joseph Magats responsibilities a</p> <p>to answer to Kim Foxx since she is the person elected to r</p> <p>We also would like a copy of any debate, discussion, notes</p> <p>(i.e., State's Attorney from surrounding</p>

From: Larry Yellen <Larry.Yellen@FOXTV.COM>
Sent: Thursday, February 21, 2019 9:50 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett question

Was he actually indicted by grand jury yesterday, or is it still a charge based on a complaint? Thanks , Larry

From: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Sent: Thursday, February 21, 2019 9:53 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Request

I am now told Jussie Smollett was not an indictment , but charged by your office. Is it still the same process to request a copy of the complaint. Thanks again for any and all help with this request.

Thank you,
Dennis J Broad
Senior Investigative Producer
818-972-0091 Work
818-321-5112 Cell
818-972-0343 Fax
Dennis.Broad@TMZ.com



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Sent: Thursday, February 21, 2019 6:50 AM
To: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
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Senior Investigative Producer

818-972-0091 Work

818-321-5112 Cell

818-972-0343 Fax

Dennis.Broad@TMZ.com

<image003.jpg>

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 9:55 AM
To: Broad, Dennis (*IC); Schram, Jamie (*IC)
Subject: Re: TMZ Request

Yes the process is the same.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Dennis.Broad@TMZ.com
<image003.jpg>

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 9:55 AM
To: Larry Yellen
Subject: Re: Smollett question

No he has not been indicted.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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To: TANDRA SIMONTON (States Attorney)
Subject: Smollett question

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From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 9:57 AM
To: Ortiz, Michael (*IC)
Subject: Re: TMZ Urgent Request

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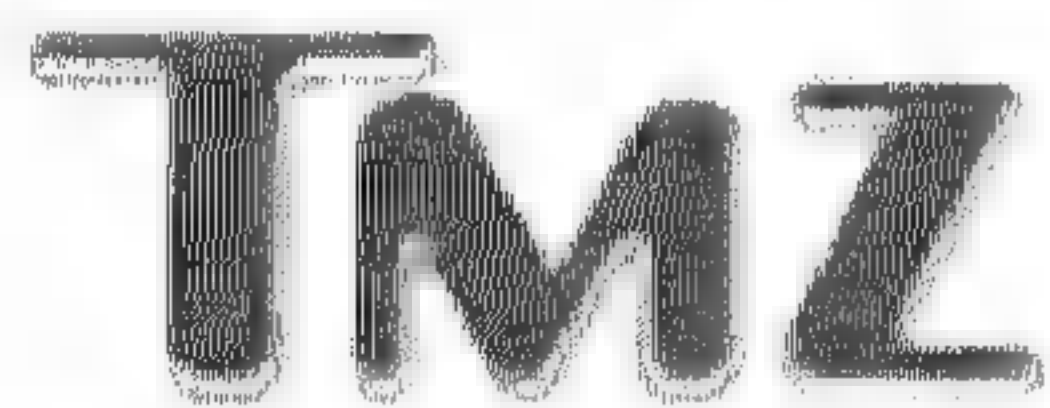
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312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Ortiz, Michael (*IC) <Michael.Ortiz@tmz.com>
Sent: Thursday, February 21, 2019 8:14 AM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ Urgent Request

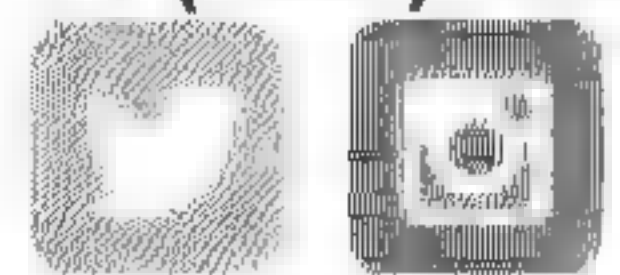
Hi Tandra,

My name is Michael Ortiz and I am a News Producer for TMZ. I wanted to check if you will be releasing the indictment on Jussie Smollett now that he has been arrested. Or will I need to go through Cook County Media Relations for those records?

Thank you,



Michael Ortiz | News Producer, New York
P: (908) 414-6813



From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 9:57 AM
To: Miles Bryan
Subject: Re: Npr request— have charged been filed against smollett ?

prosecutors; he has not been indicted.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Thursday, February 21, 2019 4:03:37 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Npr request— have charged been filed against smollett ?

Hey quick question —- was smollett charged by a grand jury, or by prosecutors ?

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On Wed, Feb 20, 2019 at 7:23 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Yes

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:22 PM, Miles Bryan <mbryan@wbez.org> wrote:

Filing a false police report is considered felony disorderly conduct right ? Just making sure

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On Wed, Feb 20, 2019 at 7:21 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

One

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 7:18 PM, Miles Bryan <mbryan@wbez.org> wrote:

Is that one or two charges ?

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On Wed, Feb 20, 2019 at 6:59 PM -0600, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov> wrote:

Yes Charges have been approved disorderly conduct, class 4 felony, anticipate bond court tomorrow 1:30 26th & Cal

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 20, 2019, at 6:58 PM, Miles Bryan <mbryan@wbez.org> wrote:

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From: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Sent: Thursday, February 21, 2019 10:09 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Request

Ok thanks

Thank you,
Dennis J Broad
Senior Investigative Producer
818-972-0091 Work
818-321-5112 Cell
818-972-0343 Fax
Dennis.Broad@TMZ.com



From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 7:55 AM
To: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>; Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Subject: Re: TMZ Request

Yes the process is the same.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Sent: Thursday, February 21, 2019 9:53 AM

To: TANDRA SIMONTON (States Attorney)

Subject: RE: TMZ Request

I am now told Jussie Smollett was not an indictment , but charged by your office. Is it still the same process to request a copy of the complaint. Thanks again for any and all help with this request.

Thank you,

Dennis J Broad

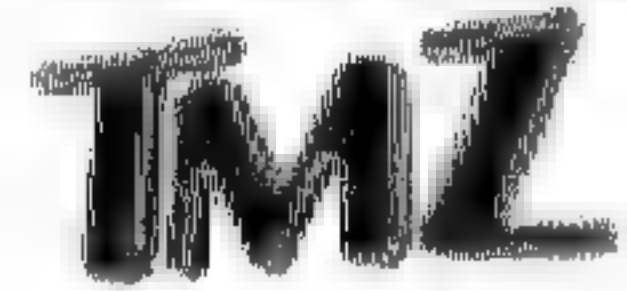
Senior Investigative Producer

818-972-0091 Work

818-321-5112 Cell

818-972-0343 Fax

Dennis.Broad@TMZ.com



From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Sent: Thursday, February 21, 2019 6:50 AM

To: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>

Subject: Re: TMZ Request

[CAUTION]

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Public records can be obtained
from the Cook County Clerk of the Circuit Court. Their contact info
mediarequest@cookcountycourt.com or [312-603-5690](tel:312-603-5690)

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 8:31 AM, Broad, Dennis (*IC) <Dennis.Broad@tmz.com> wrote:

Hello,

TMZ would like to request a copy of the Jussie Smollett indictment . can it please be emailed to dennis.broad@tmz.com and tmztips@tmz.com thank you for any and all help with this request.

Thank you,

Dennis J Broad

Senior Investigative Producer

818-972-0091 Work

818-321-5112 Cell

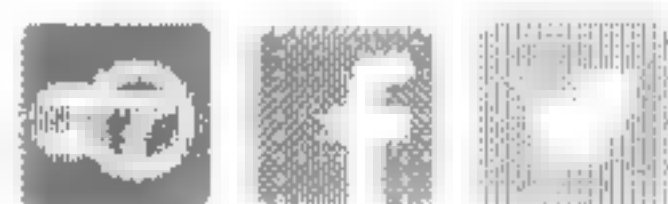
818-972-0343 Fax

Dennis.Broad@TMZ.com
<image003.jpg>

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Thursday, February 21, 2019 10:15 AM
To: ROBERT FOLEY (States Attorney)
Subject: STUPID QUESTION IS THERE ANY WAY TO GET A CAMERA IN BOND COURT FOR SMOLLETT?



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 10:27 AM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: STUPID QUESTION IS THERE ANY WAY TO GET A CAMERA IN BOND COURT FOR SMOLLETT?

I highly doubt it — I would reach out to Pat Milhizer with the Chief Judge.

On Feb 21, 2019, at 10:14 AM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:

<image001.png>

CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Thursday, February 21, 2019 10:45 AM
To: ROBERT FOLEY (States Attorney)
Subject: RE: STUPID QUESTION IS THERE ANY WAY TO GET A CAMERA IN BOND COURT FOR SMOLLETT?

ok

From: ROBERT FOLEY (States Attorney) [mailto:ROBERT.FOLEY@cookcountyil.gov]
Sent: Thursday, February 21, 2019 10:27 AM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Subject: Re: STUPID QUESTION IS THERE ANY WAY TO GET A CAMERA IN BOND COURT FOR SMOLLETT?

I highly doubt it — I would reach out to Pat Milhizer with the Chief Judge.

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<image001.png>

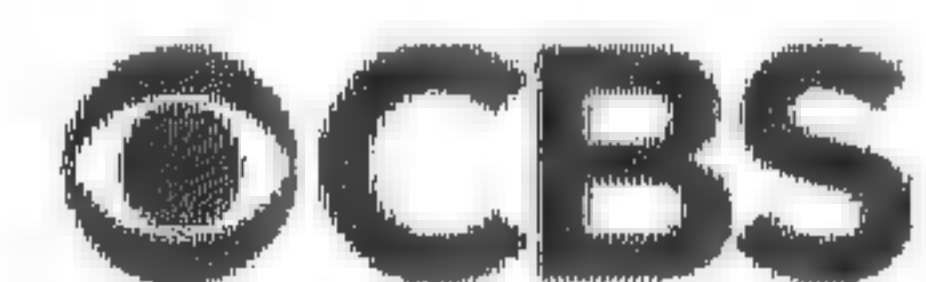
CARLEEN MOSBACH
Assignment editor |
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carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: Luque, Carly E <CELuque@cbs.com>
Sent: Thursday, February 21, 2019 10:54 AM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: Smollett proffer

Hi,
Hearing you're going to read the proffer after court. You'll do that at the rake, right?

Thanks,
Carly



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 11:03 AM
To: Luque, Carly E; sao media (States Attorney)
Subject: Re: Smollett proffer

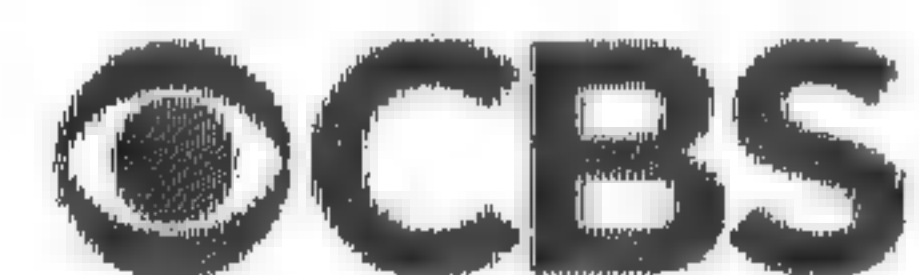
Yes the prosecutor will read it after court.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Luque, Carly E <CELuque@cbs.com>
Sent: Thursday, February 21, 2019 10:53 AM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
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Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter [@carlyluque13](https://twitter.com/carlyluque13)
www.cbschicago.com

From: Luque, Carly E <CELuque@cbs.com>
Sent: Thursday, February 21, 2019 11:03 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett proffer

Thanks.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 11:03 AM
To: Luque, Carly E <CELuque@cbs.com>; sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: Smollett proffer

Yes the prosecutor will read it after court.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Thursday, February 21, 2019 11:52 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Appleton, Brad (*IC); Broad, Dennis (*IC)
Subject: TMZ Request

Hi Tandra,

Thank you for all your help this morning. I wanted to reach out to see if the State's Attorney's Office is looking into possible mail fraud in the Jussie Smollett case or whether that is something the FBI is handling. Thank you so much.

All the best,

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 11:56 AM
To: Mandell, Sean (*IC)
Cc: Appleton, Brad (*IC); Broad, Dennis (*IC)
Subject: Re: TMZ Request

You're welcome. That is a question for federal authorities.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 11:51 AM, Mandell, Sean (*IC) <Sean.Mandell@tmz.com> wrote:

Hi Tandra,

Thank you for all your help this morning. I wanted to reach out to see if the State's Attorney's Office is looking into possible mail fraud in the Jussie Smollett case or whether that is something the FBI is handling. Thank you so much.

All the best,

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Thursday, February 21, 2019 11:57 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Appleton, Brad (*IC); Broad, Dennis (*IC)
Subject: RE: TMZ Request

Thank you so much, Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 9:56 AM
To: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Cc: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>; Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Subject: Re: TMZ Request

[CAUTION]

This email originated outside Warner Bros.

You're welcome. That is a question for federal authorities.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 11:51 AM, Mandell, Sean (*IC) <Sean.Mandell@tmz.com> wrote:

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All the best,

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: Bradley, Ben <bbradley@wgntv.com>
Sent: Thursday, February 21, 2019 12:00 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Filing false report

Any chance you can easily access how many times someone was charged with filing a false police report in Cook Co last year? (I realize that's not the Smollett charge)

Yours in celebrity news,
Ben

Ben Bradley
4pm news anchor & investigative reporter
WGN-TV Chicago
773-883-3233 o
312-961-6601 c
[Twitter](#) [Facebook](#) [Instagram](#)



From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 12:14 PM
To: Bradley, Ben
Subject: Re: Filing false report

Nope; try the Cook County Clerk of the Circuit Court.
mediarequest@cookcountycourt.com or [312-603-5690](tel:312-603-5690)

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Bradley, Ben <bbradley@wgntv.com>
Sent: Thursday, February 21, 2019 11:59 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Filing false report

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Ben

Ben Bradley
4pm news anchor & investigative reporter
WGN-TV Chicago
773-883-3233 o
312-961-6601 c
[Twitter](#) [Facebook](#) [Instagram](#)



From: Bradley, Ben <bbradley@wgntv.com>
Sent: Thursday, February 21, 2019 12:17 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Filing false report

I'm sure they keep good records

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 12:14 PM
To: Bradley, Ben <bbradley@wgntv.com>
Subject: [EXT] Re: Filing false report

EXTERNAL EMAIL

Nope; try the Cook County Clerk of the Circuit Court.

mediarequest@cookcountycourt.com or [312-603-5690](tel:312-603-5690)

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

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Sent: Thursday, February 21, 2019 11:59 AM
To: TANDRA SIMONTON (States Attorney)
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Ben

Ben Bradley
4pm news anchor & investigative reporter
WGN-TV Chicago
773-883-3233 o
312-961-6601 c
[Twitter](#) [Facebook](#) [Instagram](#)



From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 12:21 PM
To: Bradley, Ben
Subject: Re: [EXT] Re: Filing false report

Lol!

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 12:20 PM, Bradley, Ben <bbradley@wgntv.com> wrote:

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From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 12:14 PM
To: Bradley, Ben <bbradley@wgntv.com>
Subject: [EXT] Re: Filing false report

EXTERNAL EMAIL

Nope; try the Cook County Clerk of the Circuit Court.

mediarequest@cookcountycourt.com or [312-603-5690](tel:312-603-5690)

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Chief Communications Officer
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Sent: Thursday, February 21, 2019 11:59 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Filing false report

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Ben

Ben Bradley
4pm news anchor & investigative reporter
WGN-TV Chicago
773-883-3233 o
312-961-6601 c
[Twitter](#) [Facebook](#) [Instagram](#)
<image001.jpg>

From: RISA LANIER (States Attorney)
Sent: Thursday, February 21, 2019 1:23 PM
To: ROBERT FOLEY (States Attorney)
Subject: Fw: Final Final Proffer.
Attachments: Jussie Smollett BOND PROFFER Final.docx

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: LIAM REARDON (States Attorney)
Sent: Thursday, February 21, 2019 1:21 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney); NICHOLAS TRUTENKO (States Attorney)
Subject: Final Final Proffer.

Best Regards,

Liam "Bill" Reardon
Assistant State's Attorney
Cook County State's Attorney's Office
Felony Review Unit
phone: (773) 674-3020

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

In January of 2019, and at all times relevant hereto, Defendant Smollett was close friends with an individual by the name of Abimbola "Abel" Osundairo, who is 25 years old. Smollett and Abel initiated their friendship in the fall of 2017. During the course of this friendship, Defendant Smollett and Abel socialized together, exercised together, as well as worked together on the Fox television series Empire. Within that working relationship, Abel was a stand-in for a character named "Kai", who is a love interest of Defendant Smollett's character on the Empire TV Show. Additionally, text messages between Defendant Smollett and Abel revealed that Abel was a source of designer drugs for Defendant Smollett. Specifically, since the spring of 2018, on several occasions, Defendant Smollett requested Abel to provide him with "Molly", which is a street name for the narcotic Ecstasy.

Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

After Abel confirmed the date and time of his trip, Defendant Smollett texted Abel stating **"Might need your help on the low. You around to meet up and talk face to face?"** The two then made arrangements to meet at the Cinespace Studios that afternoon, where Defendant Smollett subsequently drove Abel home to Abel's apartment in the Lakeview neighborhood. During the ride, Defendant Smollett indicated to Abel his displeasure with

the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

On the late morning of Sunday January 27, 2019, Smollett drove his vehicle back to the Lakeview neighborhood to pick up the brothers and show them the scene where he wanted the staged attack to take place. Smollett then drove the brothers to the corner of New Street and North Water Street in Chicago where the staged attack was to take place. This was just outside Smollett's apartment building. Further details were provided by Smollett which included that the staged attack was to take place near the stairs on the southwest corner of New and North Water Streets at 10:00PM the following night. Smollett also instructed the brothers not to bring their cell phones with them. Smollett directed the brothers' attention toward a surveillance camera on the corner, which he believed would capture the incident. There was a change in the plan that bleach was going to be used rather than gasoline during the simulated attack. Smollett then drove the brothers home and provided them with a \$3500 personal check made payable to Abel, which was backdated to January 23, 2019.

On the morning of January 28, 2019, the date of the planned incident, the brothers purchased the clothing items at a local beauty supply store and the rope at a nearby hardware store, using the \$100 bill that Smollett had given them. These purchases were corroborated by surveillance video and a receipt. Abel also deposited Smollett's check that same day in his own bank account. Later that evening, the plan had changed and the time of the attack had to be pushed back because Smollett's flight into O'Hare Airport from New York had been delayed by four hours. Smollett's plane eventually landed at O'Hare at 12:30 AM on January 29, 2019. At 12:49 AM, there was a phone call between Smollett and Abel which lasted three minutes. During this call, Smollett told Abel the attack would take place at exactly 2:00 AM at the preset location. Minutes later Ola ordered an Uber ride share to his

home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

Approximately one minute later, video evidence showed the brothers run from the location, southbound toward the Chicago River and westbound toward Columbus Drive. Video evidence also captured the brothers entering a taxi at the Hyatt Regency Hotel across the river at 02:10 A.M.

Video evidence then showed that at 2:25 AM, the brothers exit the taxi on the 3600 block of North Marshfield Ave. and walk northbound. This was only a few blocks from the brothers' Lakeview apartment, which was also the original Uber pick up location to the staged crime scene. Video shows the brothers walking from where they were dropped off toward their home. Two minutes after the brothers exited the taxi, at 2:27 A.M., Defendant Smollett's manager called the police to report the incident. At approximately 2:42 A.M., Chicago Police arrived at Smollett's apartment. Chicago Police Officers observed that Smollett had a rope draped around his neck. This was captured on police body worn camera. Seconds later,

Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

On January 29, 2019 at 7:45 PM, just less than 18 hours following reported attack, Defendant Smollett placed a phone call to Abel and the duration of the call was five seconds. Two minutes later, Abel called back Smollett and the call lasted 1 minute and 34 seconds. The brothers then boarded their flight to Nigeria and left the country. On January 30, 2019 at 10:46 AM, Defendant Smollett called Abel, who was in Istanbul Turkey, and the duration of the call lasted 8 minutes and 48 seconds.

For the next two weeks, the Chicago Police Department investigated this matter as a Hate Crime. Chicago police were able to identify the Osundairo brothers as the alleged attackers through an extensive investigation using Surveillance Videos, Police Pod Videos, in-car taxi camera videos, rideshare records, credit card records, bank records, and a store receipt. On February 13, 2019, the brothers returned from Nigeria, landing at Chicago O'Hare International Airport, and they were detained by US Customs. Members of the Chicago Police Department then placed them into custody. That same evening, the Chicago Police executed a Search Warrant upon the Osundairo brothers' residence where they recovered evidence which linked Abel to the Empire TV show. Chicago Police already had determined that Ola was affiliated with the show as well.

Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

SCOB

BACKGROUND

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 1:28 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fw: Final Final Proffer.
Attachments: Jussie Smollett BOND PROFFER Final.docx

From: RISA LANIER (States Attorney)
Sent: Thursday, February 21, 2019 1:22 PM
To: ROBERT FOLEY (States Attorney)
Subject: Fw: Final Final Proffer.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: LIAM REARDON (States Attorney)
Sent: Thursday, February 21, 2019 1:21 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney); APRIL PERRY (States Attorney); NICHOLAS TRUTENKO (States Attorney)
Subject: Final Final Proffer.

Best Regards,

Liam "Bill" Reardon
Assistant State's Attorney
Cook County State's Attorney's Office
Felony Review Unit

phone: (773) 674-3020

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

In January of 2019, and at all times relevant hereto, Defendant Smollett was close friends with an individual by the name of Abimbola "Abel" Osundairo, who is 25 years old. Smollett and Abel initiated their friendship in the fall of 2017. During the course of this friendship, Defendant Smollett and Abel socialized together, exercised together, as well as worked together on the Fox television series Empire. Within that working relationship, Abel was a stand-in for a character named "Kai", who is a love interest of Defendant Smollett's character on the Empire TV Show. Additionally, text messages between Defendant Smollett and Abel revealed that Abel was a source of designer drugs for Defendant Smollett. Specifically, since the spring of 2018, on several occasions, Defendant Smollett requested Abel to provide him with "Molly", which is a street name for the narcotic Ecstasy.

Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

After Abel confirmed the date and time of his trip, Defendant Smollett texted Abel stating **"Might need your help on the low. You around to meet up and talk face to face?"** The two then made arrangements to meet at the Cinespace Studios that afternoon, where Defendant Smollett subsequently drove Abel home to Abel's apartment in the Lakeview neighborhood. During the ride, Defendant Smollett indicated to Abel his displeasure with

the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

On the late morning of Sunday January 27, 2019, Smollett drove his vehicle back to the Lakeview neighborhood to pick up the brothers and show them the scene where he wanted the staged attack to take place. Smollett then drove the brothers to the corner of New Street and North Water Street in Chicago where the staged attack was to take place. This was just outside Smollett's apartment building. Further details were provided by Smollett which included that the staged attack was to take place near the stairs on the southwest corner of New and North Water Streets at 10:00PM the following night. Smollett also instructed the brothers not to bring their cell phones with them. Smollett directed the brothers' attention toward a surveillance camera on the corner, which he believed would capture the incident. There was a change in the plan that bleach was going to be used rather than gasoline during the simulated attack. Smollett then drove the brothers home and provided them with a \$3500 personal check made payable to Abel, which was backdated to January 23, 2019.

On the morning of January 28, 2019, the date of the planned incident, the brothers purchased the clothing items at a local beauty supply store and the rope at a nearby hardware store, using the \$100 bill that Smollett had given them. These purchases were corroborated by surveillance video and a receipt. Abel also deposited Smollett's check that same day in his own bank account. Later that evening, the plan had changed and the time of the attack had to be pushed back because Smollett's flight into O'Hare Airport from New York had been delayed by four hours. Smollett's plane eventually landed at O'Hare at 12:30 AM on January 29, 2019. At 12:49 AM, there was a phone call between Smollett and Abel which lasted three minutes. During this call, Smollett told Abel the attack would take place at exactly 2:00 AM at the preset location. Minutes later Ola ordered an Uber ride share to his

home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

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Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

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Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

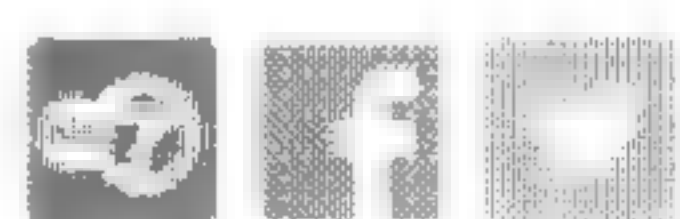
SCOB

BACKGROUND

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Thursday, February 21, 2019 2:05 PM
To: ROBERT FOLEY (States Attorney)
Subject: SHOULD I ASK YOU OR TANDRA. CAN YOU SEND PROFFER ON SMOLLETT



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: ROBERT.FOLEY@cookcountyil.gov
Sent: Thursday, February 21, 2019 2:22 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: SHOULD I ASK YOU OR TANDRA. CAN YOU SEND PROFFER ON SMOLLETT

Sending u now

Robert Foley
Cook County State's Attorney
Cell: [REDACTED]

Sent from my iPhone

On Feb 21, 2019, at 2:06 PM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:

<image001.png>

CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 2:23 PM
To: carleen.r.mosbach@abc.com
Subject: Jussie Smollett BOND PROFFER Final.docx
Attachments: Jussie Smollett BOND PROFFER Final.docx; ATT00001.txt

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

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SCOB

BACKGROUND

Robert Foley
Cook County State's Attorney
Cell: [REDACTED]

Sent from my iPhone

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Thursday, February 21, 2019 2:25 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Jussie Smollett BOND PROFFER Final.docx

THANKS

-----Original Message-----

From: ROBERT FOLEY (States Attorney) [<mailto:ROBERT.FOLEY@cookcountyil.gov>]
Sent: Thursday, February 21, 2019 2:23 PM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Subject: Jussie Smollett BOND PROFFER Final.docx

From: Berger, Debbie <Debbie.Berger@turner.com>
Sent: Thursday, February 21, 2019 2:46 PM
To: TANDRA SIMONTON (States Attorney)
Subject: URGENT -- trying to reach someone in your office...

Hi there Tandra,

Not sure if you are the right person for me to be reaching out to – I know that State Attorney, Kim Foxx recused herself from the Jussie Smollett case – I am trying to connect w the current prosecutor – to see if she may be available to join us on our show (Wolf Blitzer's The Situation Room) tonight..

Any guidance on getting to the right person would be terrific.

Thank you!!

d

Debbie Berger | **CNN** | Editorial Producer | The Situation Room w/Wolf Blitzer | 820 First St NE | Washington DC | O.[202.772.2665](tel:202.772.2665) M.[202.676.7432](tel:202.676.7432)

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 2:54 PM
To: Berger, Debbie
Subject: Re: URGENT -- trying to reach someone in your office...

Thank you for reaching out. However as this case is pending litigation, we are not available for interviews or further comment.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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202.676.7432

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 2:57 PM
To: Liss, Christopher (*IC)
Subject: Smollett bond proffer
Attachments: Jussie Smollett BOND PROFFER Final.pdf

Hello -

Please see attached. Smollett was held on \$100,000 bail (must post \$10,000 - 10 percent for release). Next court date is 3/14/19.

You can contact Cook County Sheriff for custody status.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old
Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

In January of 2019, and at all times relevant hereto, Defendant Smollett was close friends with an individual by the name of Abimbola "Abel" Osundairo, who is 25 years old. Smollett and Abel initiated their friendship in the fall of 2017. During the course of this friendship, Defendant Smollett and Abel socialized together, exercised together, as well as worked together on the Fox television series Empire. Within that working relationship, Abel was a stand-in for a character named "Kai", who is a love interest of Defendant Smollett's character on the Empire TV Show. Additionally, text messages between Defendant Smollett and Abel revealed that Abel was a source of designer drugs for Defendant Smollett. Specifically, since the spring of 2018, on several occasions, Defendant Smollett requested Abel to provide him with "Molly", which is a street name for the narcotic Ecstasy.

Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

After Abel confirmed the date and time of his trip, Defendant Smollett texted Abel stating **"Might need your help on the low. You around to meet up and talk face to face?"** The two then made arrangements to meet at the Cinespace Studios that afternoon, where Defendant Smollett subsequently drove Abel home to Abel's apartment in the Lakeview neighborhood. During the ride, Defendant Smollett indicated to Abel his displeasure with

the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

On the late morning of Sunday January 27, 2019, Smollett drove his vehicle back to the Lakeview neighborhood to pick up the brothers and show them the scene where he wanted the staged attack to take place. Smollett then drove the brothers to the corner of New Street and North Water Street in Chicago where the staged attack was to take place. This was just outside Smollett's apartment building. Further details were provided by Smollett which included that the staged attack was to take place near the stairs on the southwest corner of New and North Water Streets at 10:00PM the following night. Smollett also instructed the brothers not to bring their cell phones with them. Smollett directed the brothers' attention toward a surveillance camera on the corner, which he believed would capture the incident. There was a change in the plan that bleach was going to be used rather than gasoline during the simulated attack. Smollett then drove the brothers home and provided them with a \$3500 personal check made payable to Abel, which was backdated to January 23, 2019.

On the morning of January 28, 2019, the date of the planned incident, the brothers purchased the clothing items at a local beauty supply store and the rope at a nearby hardware store, using the \$100 bill that Smollett had given them. These purchases were corroborated by surveillance video and a receipt. Abel also deposited Smollett's check that same day in his own bank account. Later that evening, the plan had changed and the time of the attack had to be pushed back because Smollett's flight into O'Hare Airport from New York had been delayed by four hours. Smollett's plane eventually landed at O'Hare at 12:30 AM on January 29, 2019. At 12:49 AM, there was a phone call between Smollett and Abel which lasted three minutes. During this call, Smollett told Abel the attack would take place at exactly 2:00 AM at the preset location. Minutes later Ola ordered an Uber ride share to his

home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

Approximately one minute later, video evidence showed the brothers run from the location, southbound toward the Chicago River and westbound toward Columbus Drive. Video evidence also captured the brothers entering a taxi at the Hyatt Regency Hotel across the river at 02:10 A.M.

Video evidence then showed that at 2:25 AM, the brothers exit the taxi on the 3600 block of North Marshfield Ave. and walk northbound. This was only a few blocks from the brothers' Lakeview apartment, which was also the original Uber pick up location to the staged crime scene. Video shows the brothers walking from where they were dropped off toward their home. Two minutes after the brothers exited the taxi, at 2:27 A.M., Defendant Smollett's manager called the police to report the incident. At approximately 2:42 A.M., Chicago Police arrived at Smollett's apartment. Chicago Police Officers observed that Smollett had a rope draped around his neck. This was captured on police body worn camera. Seconds later,

Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

On January 29, 2019 at 7:45 PM, just less than 18 hours following reported attack, Defendant Smollett placed a phone call to Abel and the duration of the call was five seconds. Two minutes later, Abel called back Smollett and the call lasted 1 minute and 34 seconds. The brothers then boarded their flight to Nigeria and left the country. On January 30, 2019 at 10:46 AM, Defendant Smollett called Abel, who was in Istanbul Turkey, and the duration of the call lasted 8 minutes and 48 seconds.

For the next two weeks, the Chicago Police Department investigated this matter as a Hate Crime. Chicago police were able to identify the Osundairo brothers as the alleged attackers through an extensive investigation using Surveillance Videos, Police Pod Videos, in-car taxi camera videos, rideshare records, credit card records, bank records, and a store receipt. On February 13, 2019, the brothers returned from Nigeria, landing at Chicago O'Hare International Airport, and they were detained by US Customs. Members of the Chicago Police Department then placed them into custody. That same evening, the Chicago Police executed a Search Warrant upon the Osundairo brothers' residence where they recovered evidence which linked Abel to the Empire TV show. Chicago Police already had determined that Ola was affiliated with the show as well.

Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

SCOB

BACKGROUND

From: Berger, Debbie <Debbie.Berger@turner.com>
Sent: Thursday, February 21, 2019 2:58 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Santayana, Michelle
Subject: RE: URGENT -- trying to reach someone in your office...

THANK YOU for getting back to me so quickly – I imagine you are swamped.

Understood re pending litigation – we will follow up again soon.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyl.gov>
Sent: Thursday, February 21, 2019 3:54 PM
To: Berger, Debbie <Debbie.Berger@turner.com>
Subject: Re: URGENT -- trying to reach someone in your office...

Thank you for reaching out. However as this case is pending litigation, we are not available for interviews or further comment.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

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Sent: Thursday, February 21, 2019 2:58 PM
To: Tasneem N
Subject: Smollett update
Attachments: Jussie Smollett BOND PROFFER Final.pdf

Hello -

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BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

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SCOB

BACKGROUND

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 3:02 PM
To: Gary Trock
Subject: Smollett
Attachments: Jussie Smollett BOND PROFFER Final.pdf

Hello -

Please see attached. Smollett was held on \$100,000 bail (must post \$10,000 - 10 percent for release). Next court date is 3/14/19.

You can contact Cook County Sheriff for custody status.

Tandra R. Simonton
Chief Communications Officer
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BOND PROFFER

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Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

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the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

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home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

Approximately one minute later, video evidence showed the brothers run from the location, southbound toward the Chicago River and westbound toward Columbus Drive. Video evidence also captured the brothers entering a taxi at the Hyatt Regency Hotel across the river at 02:10 A.M.

Video evidence then showed that at 2:25 AM, the brothers exit the taxi on the 3600 block of North Marshfield Ave. and walk northbound. This was only a few blocks from the brothers' Lakeview apartment, which was also the original Uber pick up location to the staged crime scene. Video shows the brothers walking from where they were dropped off toward their home. Two minutes after the brothers exited the taxi, at 2:27 A.M., Defendant Smollett's manager called the police to report the incident. At approximately 2:42 A.M., Chicago Police arrived at Smollett's apartment. Chicago Police Officers observed that Smollett had a rope draped around his neck. This was captured on police body worn camera. Seconds later,

Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

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For the next two weeks, the Chicago Police Department investigated this matter as a Hate Crime. Chicago police were able to identify the Osundairo brothers as the alleged attackers through an extensive investigation using Surveillance Videos, Police Pod Videos, in-car taxi camera videos, rideshare records, credit card records, bank records, and a store receipt. On February 13, 2019, the brothers returned from Nigeria, landing at Chicago O'Hare International Airport, and they were detained by US Customs. Members of the Chicago Police Department then placed them into custody. That same evening, the Chicago Police executed a Search Warrant upon the Osundairo brothers' residence where they recovered evidence which linked Abel to the Empire TV show. Chicago Police already had determined that Ola was affiliated with the show as well.

Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

SCOB

BACKGROUND

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 3:04 PM
To: Maria Elena Fernandez
Subject: Smollett
Attachments: Jussie Smollett BOND PROFFER Final.pdf

Hello -

Please see attached. Smollett was held on \$100,000 bail (must post \$10,000 - 10 percent for release). Next court date is 3/14/19.

You can contact Cook County Sheriff for custody status.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

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SCOB

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Sent: Thursday, February 21, 2019 3:07 PM
To: Bradley, Laura
Subject: Smollett
Attachments: Jussie Smollett BOND PROFFER Final.pdf

Please see attached. Smollett was held on \$100,000 bail (must post \$10,000 - 10 percent for release). Next court date is 3/14/19.

You can contact Cook County Sheriff for custody status.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old
Charge: Disorderly Conduct-False Report (Class 4 Felony)

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It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

Approximately one minute later, video evidence showed the brothers run from the location, southbound toward the Chicago River and westbound toward Columbus Drive. Video evidence also captured the brothers entering a taxi at the Hyatt Regency Hotel across the river at 02:10 A.M.

Video evidence then showed that at 2:25 AM, the brothers exit the taxi on the 3600 block of North Marshfield Ave. and walk northbound. This was only a few blocks from the brothers' Lakeview apartment, which was also the original Uber pick up location to the staged crime scene. Video shows the brothers walking from where they were dropped off toward their home. Two minutes after the brothers exited the taxi, at 2:27 A.M., Defendant Smollett's manager called the police to report the incident. At approximately 2:42 A.M., Chicago Police arrived at Smollett's apartment. Chicago Police Officers observed that Smollett had a rope draped around his neck. This was captured on police body worn camera. Seconds later,

Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

On January 29, 2019 at 7:45 PM, just less than 18 hours following reported attack, Defendant Smollett placed a phone call to Abel and the duration of the call was five seconds. Two minutes later, Abel called back Smollett and the call lasted 1 minute and 34 seconds. The brothers then boarded their flight to Nigeria and left the country. On January 30, 2019 at 10:46 AM, Defendant Smollett called Abel, who was in Istanbul Turkey, and the duration of the call lasted 8 minutes and 48 seconds.

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Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

SCOB

BACKGROUND

From: Gary Trock <gt@theblast.com>
Sent: Thursday, February 21, 2019 3:07 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

Thank you so much!

Gary Trock
Managing Editor



gt@theblast.com
Cell: 661.478.1744
Desk: 310.360.5804
@garytrock

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Thursday, February 21, 2019 at 1:01 PM
To: Gary Trock <gt@theblast.com>
Subject: Smollett

Hello -

Please see attached. Smollett was held on \$100,000 bail (must post \$10,000 - 10 percent for release). Next court date is 3/14/19.

You can contact Cook County Sheriff for custody status.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Bradley, Laura <laura_bradley@condenast.com>
Sent: Thursday, February 21, 2019 3:10 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

Received, thank you.

On Thu, Feb 21, 2019 at 4:07 PM TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

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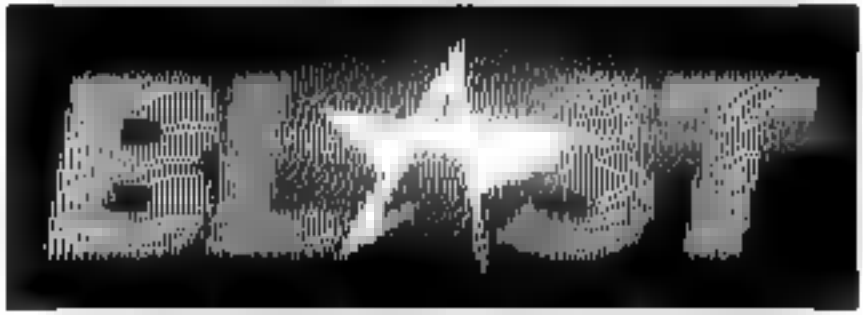
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Take care,

Gary

Gary Trock
Managing Editor



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@garytrock

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e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 3:33 PM
To: Gary Trock
Subject: Re: Smollett

We would not have any involvement in that.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Gary Trock <gt@theblast.com>
Sent: Thursday, February 21, 2019 3:34 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

The Chicago PD told me they handed him off to State Attorney and that you would use the Cook County sheriff if needed, but was pretty adamant that the decision is up to your team now.

Should I be directing that question to another dept?

Gary Trock
Managing Editor



gt@theblast.com
Cell: 661.478.1744
Desk: 310.360.5804
@garytrock

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Thursday, February 21, 2019 at 1:32 PM
To: Gary Trock <gt@theblast.com>
Subject: Re: Smollett

We would not have any involvement in that.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

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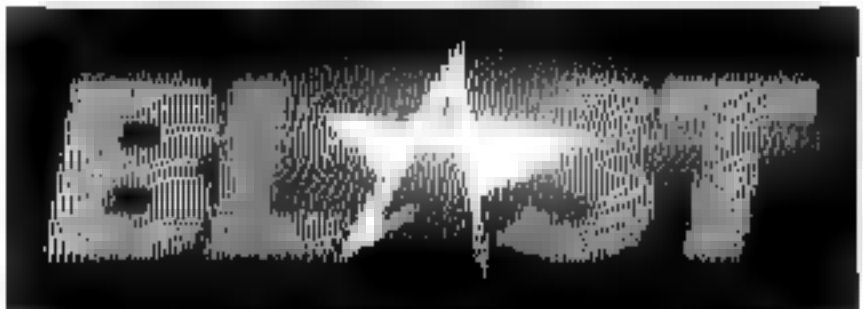
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Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 3:40 PM
To: Anthony Guglielmi
Subject: Jussie Smollett BOND PROFFER Final.docx
Attachments: Jussie Smollett BOND PROFFER Final.docx; ATT00001.txt

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

In January of 2019, and at all times relevant hereto, Defendant Smollett was close friends with an individual by the name of Abimbola "Abel" Osundairo, who is 25 years old. Smollett and Abel initiated their friendship in the fall of 2017. During the course of this friendship, Defendant Smollett and Abel socialized together, exercised together, as well as worked together on the Fox television series Empire. Within that working relationship, Abel was a stand-in for a character named "Kai", who is a love interest of Defendant Smollett's character on the Empire TV Show. Additionally, text messages between Defendant Smollett and Abel revealed that Abel was a source of designer drugs for Defendant Smollett. Specifically, since the spring of 2018, on several occasions, Defendant Smollett requested Abel to provide him with "Molly", which is a street name for the narcotic Ecstasy.

Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

After Abel confirmed the date and time of his trip, Defendant Smollett texted Abel stating **"Might need your help on the low. You around to meet up and talk face to face?"** The two then made arrangements to meet at the Cinespace Studios that afternoon, where Defendant Smollett subsequently drove Abel home to Abel's apartment in the Lakeview neighborhood. During the ride, Defendant Smollett indicated to Abel his displeasure with

the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

On the late morning of Sunday January 27, 2019, Smollett drove his vehicle back to the Lakeview neighborhood to pick up the brothers and show them the scene where he wanted the staged attack to take place. Smollett then drove the brothers to the corner of New Street and North Water Street in Chicago where the staged attack was to take place. This was just outside Smollett's apartment building. Further details were provided by Smollett which included that the staged attack was to take place near the stairs on the southwest corner of New and North Water Streets at 10:00PM the following night. Smollett also instructed the brothers not to bring their cell phones with them. Smollett directed the brothers' attention toward a surveillance camera on the corner, which he believed would capture the incident. There was a change in the plan that bleach was going to be used rather than gasoline during the simulated attack. Smollett then drove the brothers home and provided them with a \$3500 personal check made payable to Abel, which was backdated to January 23, 2019.

On the morning of January 28, 2019, the date of the planned incident, the brothers purchased the clothing items at a local beauty supply store and the rope at a nearby hardware store, using the \$100 bill that Smollett had given them. These purchases were corroborated by surveillance video and a receipt. Abel also deposited Smollett's check that same day in his own bank account. Later that evening, the plan had changed and the time of the attack had to be pushed back because Smollett's flight into O'Hare Airport from New York had been delayed by four hours. Smollett's plane eventually landed at O'Hare at 12:30 AM on January 29, 2019. At 12:49 AM, there was a phone call between Smollett and Abel which lasted three minutes. During this call, Smollett told Abel the attack would take place at exactly 2:00 AM at the preset location. Minutes later Ola ordered an Uber ride share to his

home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

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SCOB

BACKGROUND

Robert Foley
Senior Advisor
Cook County State's Attorney
Cell: [REDACTED]

Sent from my iPhone

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 3:42 PM
To: Gary Trock
Subject: Re: Smollett

Please contact the Cook County Sheriff, as they are responsible for security in and around county court buildings.

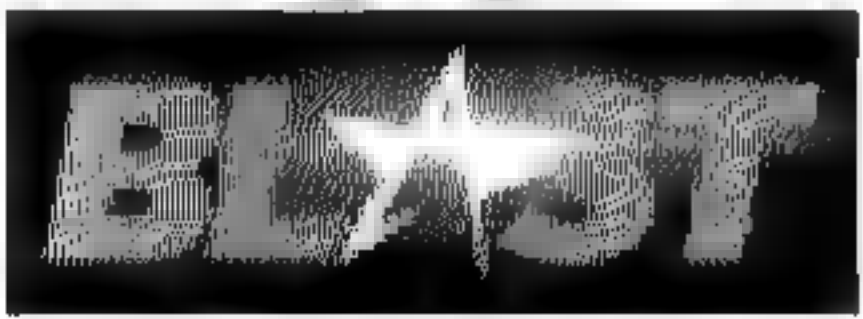
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Cook County State's Attorney's Office
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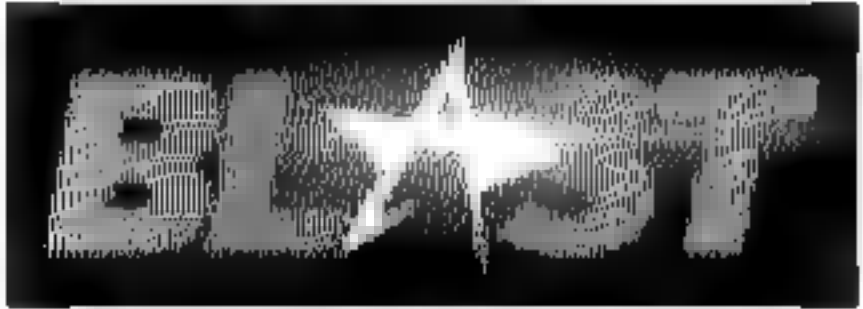
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312-603-1848 direct
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e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Thursday, February 21, 2019 3:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: URGENT: Drug Charges
Attachments: PastedGraphic-3.tiff

Hi there,

Why have charges not been pressed against one brother for drug distribution in the Jussie case? I am seeing it listed in his Class 4 Felony bon proffer that Abel is known provider of MDMA to Smollett — which is being used in the case against him.

Is there a reason why this is not being explored re: drug charges or arrests against the witness? The city does have a history of prosecuting these types of cases.

Thanks

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 3:53 PM
To: Zach Stafford
Subject: Re: URGENT: Drug Charges

Thanks for reaching out. As this matter is pending litigation, we have no comment.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
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Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Thursday, February 21, 2019 3:55 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Zach Stafford
Subject: Re: URGENT: Drug Charges
Attachments: PastedGraphic-3.tiff

This matter referring to Jussie? So no charges or anything have been filed against brothers, correct?

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Feb 21, 2019, at 1:53 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Thanks for reaching out. As this matter is pending litigation, we have no comment.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
[312-603-1848](tel:312-603-1848) direct
[312-603-3423](tel:312-603-3423) main
e-mail: tandra.simonton@cookcountyil.gov

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Thursday, February 21, 2019 3:50 PM
To: TANDRA SIMONTON (States Attorney)
Subject: URGENT: Drug Charges

Hi there,

Why have charges not been pressed against one brother for drug distribution in the Jussie case? I am seeing it listed in his Class 4 Felony bon proffer that Abel is known provider of MDMA to Smollett — which is being used in the case against him.

Is there a reason why this is not being explored re: drug charges or arrests against the witness? The city does have a history of prosecuting these types of cases.

Thanks

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

<PastedGraphic-3.tiff>

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 4:27 PM
To: Thomas Shaer (Sheriff)
Subject: Smollett bond proffer
Attachments: Jussie Smollett BOND PROFFER Final.pdf

Hi Tom,

Proffer attached.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old
Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

In January of 2019, and at all times relevant hereto, Defendant Smollett was close friends with an individual by the name of Abimbola "Abel" Osundairo, who is 25 years old. Smollett and Abel initiated their friendship in the fall of 2017. During the course of this friendship, Defendant Smollett and Abel socialized together, exercised together, as well as worked together on the Fox television series Empire. Within that working relationship, Abel was a stand-in for a character named "Kai", who is a love interest of Defendant Smollett's character on the Empire TV Show. Additionally, text messages between Defendant Smollett and Abel revealed that Abel was a source of designer drugs for Defendant Smollett. Specifically, since the spring of 2018, on several occasions, Defendant Smollett requested Abel to provide him with "Molly", which is a street name for the narcotic Ecstasy.

Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

After Abel confirmed the date and time of his trip, Defendant Smollett texted Abel stating **"Might need your help on the low. You around to meet up and talk face to face?"** The two then made arrangements to meet at the Cinespace Studios that afternoon, where Defendant Smollett subsequently drove Abel home to Abel's apartment in the Lakeview neighborhood. During the ride, Defendant Smollett indicated to Abel his displeasure with

the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

On the late morning of Sunday January 27, 2019, Smollett drove his vehicle back to the Lakeview neighborhood to pick up the brothers and show them the scene where he wanted the staged attack to take place. Smollett then drove the brothers to the corner of New Street and North Water Street in Chicago where the staged attack was to take place. This was just outside Smollett's apartment building. Further details were provided by Smollett which included that the staged attack was to take place near the stairs on the southwest corner of New and North Water Streets at 10:00PM the following night. Smollett also instructed the brothers not to bring their cell phones with them. Smollett directed the brothers' attention toward a surveillance camera on the corner, which he believed would capture the incident. There was a change in the plan that bleach was going to be used rather than gasoline during the simulated attack. Smollett then drove the brothers home and provided them with a \$3500 personal check made payable to Abel, which was backdated to January 23, 2019.

On the morning of January 28, 2019, the date of the planned incident, the brothers purchased the clothing items at a local beauty supply store and the rope at a nearby hardware store, using the \$100 bill that Smollett had given them. These purchases were corroborated by surveillance video and a receipt. Abel also deposited Smollett's check that same day in his own bank account. Later that evening, the plan had changed and the time of the attack had to be pushed back because Smollett's flight into O'Hare Airport from New York had been delayed by four hours. Smollett's plane eventually landed at O'Hare at 12:30 AM on January 29, 2019. At 12:49 AM, there was a phone call between Smollett and Abel which lasted three minutes. During this call, Smollett told Abel the attack would take place at exactly 2:00 AM at the preset location. Minutes later Ola ordered an Uber ride share to his

home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

Approximately one minute later, video evidence showed the brothers run from the location, southbound toward the Chicago River and westbound toward Columbus Drive. Video evidence also captured the brothers entering a taxi at the Hyatt Regency Hotel across the river at 02:10 A.M.

Video evidence then showed that at 2:25 AM, the brothers exit the taxi on the 3600 block of North Marshfield Ave. and walk northbound. This was only a few blocks from the brothers' Lakeview apartment, which was also the original Uber pick up location to the staged crime scene. Video shows the brothers walking from where they were dropped off toward their home. Two minutes after the brothers exited the taxi, at 2:27 A.M., Defendant Smollett's manager called the police to report the incident. At approximately 2:42 A.M., Chicago Police arrived at Smollett's apartment. Chicago Police Officers observed that Smollett had a rope draped around his neck. This was captured on police body worn camera. Seconds later,

Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

On January 29, 2019 at 7:45 PM, just less than 18 hours following reported attack, Defendant Smollett placed a phone call to Abel and the duration of the call was five seconds. Two minutes later, Abel called back Smollett and the call lasted 1 minute and 34 seconds. The brothers then boarded their flight to Nigeria and left the country. On January 30, 2019 at 10:46 AM, Defendant Smollett called Abel, who was in Istanbul Turkey, and the duration of the call lasted 8 minutes and 48 seconds.

For the next two weeks, the Chicago Police Department investigated this matter as a Hate Crime. Chicago police were able to identify the Osundairo brothers as the alleged attackers through an extensive investigation using Surveillance Videos, Police Pod Videos, in-car taxi camera videos, rideshare records, credit card records, bank records, and a store receipt. On February 13, 2019, the brothers returned from Nigeria, landing at Chicago O'Hare International Airport, and they were detained by US Customs. Members of the Chicago Police Department then placed them into custody. That same evening, the Chicago Police executed a Search Warrant upon the Osundairo brothers' residence where they recovered evidence which linked Abel to the Empire TV show. Chicago Police already had determined that Ola was affiliated with the show as well.

Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

SCOB

BACKGROUND

From: Thomas Shaer (Sheriff)
Sent: Thursday, February 21, 2019 4:32 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett bond proffer

Thx, Tandra.

BTW, for whatever one opinion is worth, ASA Lanier did a super job communicating, both in court and to the media. I'm sure this comes as no surprise to you, but I had never before seen her working.

Best,
Tom Shaer

Tom Shaer
Senior Advisor
Cook County Sheriff's Office
South Campus – Building 5, First Floor
3026 S. California
Chicago, IL 60608
Office: (773) 674-8255
Cell: 224-305-2551
Thomas.Shaer@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 4:26:33 PM
To: Thomas Shaer (Sheriff)
Subject: Smollett bond proffer

Hi Tom,

Proffer attached.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, February 21, 2019 4:34 PM
To: Thomas Shaer (Sheriff)
Subject: Re: Smollett bond proffer

We think she is great! Thanks; I will be sure to share this with her.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Thomas Shaer (Sheriff)
Sent: Thursday, February 21, 2019 4:31 PM
To: TANDRA SIMONTON (States Attorney)
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South Campus – Building 5, First Floor
3026 S. California
Chicago, IL 60608
Office: (773) 674-8255
Cell: 224-305-2551
Thomas.Shaer@cookcountyil.gov

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 4:37 PM
To: JENNIFER BALLARD (States Attorney)
Subject: Jussie Smollett BOND PROFFER Final.docx
Attachments: Jussie Smollett BOND PROFFER Final.docx; ATT00001.txt

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

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When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

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The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

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Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

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SCOB

BACKGROUND

Robert Foley
Senior Advisor
Cook County State's Attorney
Cell: [REDACTED]

Sent from my iPhone

From: Babwin, Don <dbabwin@ap.org>
Sent: Thursday, February 21, 2019 4:44 PM
To: TANDRA SIMONTON (States Attorney)
Subject: smollett

When is his next court date?

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 4:51 PM
To: Babwin, Don
Subject: Re: smollett

3/14/19 11:30 room 101

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 4:44 PM, Babwin, Don <dbabwin@ap.org> wrote:

When is his next court date?

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From: Babwin, Don <dbabwin@ap.org>
Sent: Thursday, February 21, 2019 4:59 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: smollett

Thanks.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 4:51 PM
To: Babwin, Don <dbabwin@ap.org>
Subject: Re: smollett

3/14/19 11:30 room 101

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312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 4:44 PM, Babwin, Don <dbabwin@ap.org> wrote:

When is his next court date?

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

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From: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Sent: Thursday, February 21, 2019 5:04 PM
To: TANDRA SIMONTON (States Attorney)
Cc: WFLD Assignment Desk
Subject: URGENT: FOX CHICAGO NEWS REQUEST

Hi, Tandra. Can you tell me when the next court date for Smollett is?

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 5:07 PM
To: Tiffany Smith
Cc: WFLD Assignment Desk
Subject: Re: URGENT: FOX CHICAGO NEWS REQUEST

3/14/19 11:30a room 101

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 5:04 PM, Tiffany Smith <Tiffany.Smith@FOXTV.COM> wrote:

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From: Amy Matheson <Amy.Matheson@FOXTV.COM>
Sent: Thursday, February 21, 2019 5:13 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: URGENT: FOX CHICAGO NEWS REQUEST

Thank you!

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Thursday, February 21, 2019 5:07 PM
To: Tiffany Smith <Tiffany.Smith@FOXTV.COM>
Cc: WFLD Assignment Desk <WFLDAssignmentDesk@FOXTV.COM>
Subject: Re: URGENT: FOX CHICAGO NEWS REQUEST

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312-603-1848 direct
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From: Bradley, Ben <bbradley@wgntv.com>
Sent: Thursday, February 21, 2019 5:21 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Filing false report

They were as unhelpful as predicted.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, February 21, 2019 12:22 PM
To: Bradley, Ben <bbradley@wgntv.com>
Subject: Re: [EXT] Re: Filing false report

Lol!

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Feb 21, 2019, at 12:20 PM, Bradley, Ben <bbradley@wgntv.com> wrote:

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Subject: [EXT] Re: Filing false report

EXTERNAL EMAIL

Nope; try the Cook County Clerk of the Circuit Court.

mediarequest@cookcountycourt.com or [312-603-5690](tel:312-603-5690)

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Bradley, Ben <bbradley@wgntv.com>

Sent: Thursday, February 21, 2019 11:59 AM

To: TANDRA SIMONTON (States Attorney)

Subject: Filing false report

Any chance you can easily access how many times someone was charged with filing a false police report in Cook Co last year? (I realize that's not the Smollett charge)

Yours in celebrity news,
Ben

Ben Bradley
4pm news anchor & investigative reporter
WGN-TV Chicago
773-883-3233 o
312-961-6601 c
[Twitter](#) [Facebook](#) [Instagram](#)
<image001.jpg>

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 21, 2019 5:23 PM
To: Bradley, Ben
Subject: Re: [EXT] Re: Filing false report

Oh no! I was hoping for the best!

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Cook County State's Attorney's Office
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Ben Bradley

4pm news anchor & investigative reporter

WGN-TV Chicago

773-883-3233 o

312-961-6601 c

[Twitter](#) [Facebook](#) [Instagram](#)

<image001.jpg>

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 7:01 PM
To: CHLOE RASMAS (States Attorney)
Subject: Re: smollett FOIAs

Thanks

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Feb 21, 2019, at 9:08 AM, CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyil.gov> wrote:

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following information: how many times the Cook County state's attorney's office has charged people for disorderly conduct for filing a false police report and a separate list of how many of those charges resulted in a conviction over the last five years (between 2014 and 2018 or 2013 and 2017 if 2018 data is not yet available) broken down year by year. If the number of people charged for disorderly conduct for filing a false police report and the number of people convicted for disorderly conduct for filing a false police report so far in 2019 is available, I request those numbers as well.	2/21/19 (dated 2/20/19)	2/28/2019
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's Attorney Kimberly M. Foxx and her staff and external persons or agencies regarding Jussie Smollett and the Fox TV show "Empire."	2/20/2019	2/27/2019
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, letters, emails, test messages, instant messages, voicemails and phone logs for any phones or devices between utilized by Cook County State's Attorney Kimberly Foxx to communicate with any employees included but not limited to cast members, managers, production crew, supervisors and or any other person associated with the show "Empire." This request also includes any and correspondence with 20th Century Fox Television and Fox Entertainment.	2/21/19 (dated 2/20/19)	2/28/2019
Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the Cook County State Attorney office has in place. We are also requesting any and all documents, emails, notes, memos regarding the decision of Kim Foxx to recuse herself and hand the Smollett investigation off to First Assistant State's Attorney Joseph Magats. We are requesting Under the Illinois Freedom of Information Act, 5 ILCS 140, any signed document from Kim Foxx regarding her recusal and any documentation explaining what Kim Foxx's recusal would consist of. For example, since she is the elected official of the Cook County State's Attorney office, which makes her the person in charge, we would like a clear definition of what First Assistant State's Attorney Joseph Magats responsibilities are for this particular case. Will he still have to answer to Kim Foxx since she is the person elected to run the Cook County State's Attorney office. We also would like a copy of any debate, discussion, notes regarding why seeking out another agency (i.e., State's Attorney from surrounding county) was not done.	2/20/2019	2/27/2019

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 7:43 PM
To: Hernandez, Marjorie
Subject: Re: Smollett charging docs

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Feb 21, 2019, at 7:22 AM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Good morning, Mr.Foley:

Would you be able to provide the charging document once it is available?

Thank you!

Marjorie Hernandez
Justice Editor
Us Weekly
(818)437-3510 cell

Sent from my iPhone

On Feb 20, 2019, at 7:41 PM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Will do. Thanks again! Have a good night!

Marj

Sent from my iPhone

On Feb 20, 2019, at 7:38 PM, ROBERT FOLEY (States Attorney)
<ROBERT.FOLEY@cookcountyil.gov> wrote:

Please contact CPD on that.

On Feb 20, 2019, at 9:35 PM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Thank you again for the clarification, Mr.Foley! Do you have any indication when Smollett would be turning himself in?

Marj

Sent from my iPhone

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On Feb 20, 2019, at 9:06 PM, Hernandez, Marjorie
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Thank you!

Marjorie Hernandez
Justice Editor
Us Weekly/American Media, Inc.

Sent from my iPhone

On Feb 20, 2019, at 5:13 PM, ROBERT FOLEY (States Attorney)
<ROBERT.FOLEY@cookcountyil.gov> wrote:

We expect bond court tomorrow.

On Feb 20, 2019, at 6:52 PM, Hernandez, Marjorie
<mhernandez@amilink.com> wrote:

Thank you for this, Mr.Foley.

If convicted, what is the max sentence for this charge? Also, is there a court date already set for Smollett's first appearance? Of so, which courtroom and what time?

Thanks again!

Marjorie

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Marjorie Hernandez
Justice Editor
Us Weekly
American Media, Inc.
(818) 437-3510 cell

From: ROBERT FOLEY (States Attorney)
<ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 4:48 PM
To: Hernandez, Marjorie; jawwhitehair@cbs.com;
Melanie.Kucera@nbcuni.com; CoanE@cbsnews.com;
mmasterson@wttw.com
Subject: EXTERNAL* Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 7:43 PM
To: Hernandez, Marjorie
Subject: Re: Smollett charging docs
Attachments: Jussie Smollett BOND PROFFER Final.docx

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Cook County State's Attorney's Office
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Subject: EXTERNAL* Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

BOND PROFFER

Defendant: Jussie Smollett (DOB 6/21/82) – 36 years old

Charge: Disorderly Conduct-False Report (Class 4 Felony)

The Defendant Jussie Smollett is an Actor and Singer-Songwriter, who currently appears as a character on the Fox television show "Empire." Defendant Smollett currently resides in an Apartment in Chicago's Streeterville neighborhood.

The People expect the evidence to show that:

On Tuesday, January 22, 2019, Defendant Smollett received a written letter at the Cinespace Chicago Film Studios, which is a facility on the Southwest Side of Chicago where the Empire Television Show is filmed. This letter contained written threats directed toward Defendant Smollett, and contained a then unknown white powdery substance. The letter also contained cut out letters pieced together which stated "Smollett Jussie you will die black f--", and the word "MAGA" was hand written on the envelope where the return address is typically located. This powdery substance has since been determined to be crushed ibuprofen tablets. The letter also contained a drawing of a stick figure, which appears to have a rope around the neck and a gun pointed at it. Law enforcement authorities were contacted, and the letter was turned over to the Federal Bureau of Investigation, which is currently conducting forensic analysis of the letter.

In January of 2019, and at all times relevant hereto, Defendant Smollett was close friends with an individual by the name of Abimbola "Abel" Osundairo, who is 25 years old. Smollett and Abel initiated their friendship in the fall of 2017. During the course of this friendship, Defendant Smollett and Abel socialized together, exercised together, as well as worked together on the Fox television series Empire. Within that working relationship, Abel was a stand-in for a character named "Kai", who is a love interest of Defendant Smollett's character on the Empire TV Show. Additionally, text messages between Defendant Smollett and Abel revealed that Abel was a source of designer drugs for Defendant Smollett. Specifically, since the spring of 2018, on several occasions, Defendant Smollett requested Abel to provide him with "Molly", which is a street name for the narcotic Ecstasy.

Text messages generated by Defendant Smollett to Abel, specifically starting on the morning of January 25, 2019, reveal Defendant Smollett asking Abel when he would be leaving on his upcoming trip to Nigeria. This trip was scheduled to take place on the evening of January 29, 2019, and it had been planned by Abel and his brother Olabinjo "Ola" Osundairo (27 years old) two months prior.

After Abel confirmed the date and time of his trip, Defendant Smollett texted Abel stating **"Might need your help on the low. You around to meet up and talk face to face?"** The two then made arrangements to meet at the Cinespace Studios that afternoon, where Defendant Smollett subsequently drove Abel home to Abel's apartment in the Lakeview neighborhood. During the ride, Defendant Smollett indicated to Abel his displeasure with

the Empire Studio's handling of the racist and homophobic letter he received three days prior. Defendant Smollett then stated that he wanted to stage an attack where Abel would appear to batter him. Defendant Smollett also suggested that Abel's older brother Ola assist him with the attack. Defendant Smollett had met Ola on several previous occasions through Abel. Additionally, Ola had also appeared as an extra of the Empire TV show. Abel and Ola are both dark skinned, black males, born in the United States, with Nigerian decent.

When Defendant Smollett and Abel reached Abel's apartment at approximately 5:00 PM on January 25, 2019, Ola, who was then living with Abel, was summoned into Defendant Smollett's vehicle. Once inside, Smollett asked Ola if he could trust him. When Ola said he could, Smollett detailed his plans of the attack to the brothers. Defendant Smollett stated that he wanted them to appear to attack him on the evening of January 28, 2019 near his apartment building in Streeterville. Defendant Smollett also stated that he wanted the brothers to catch his attention by calling him an "Empire F----- Empire N-----." Defendant Smollett further detailed that he wanted Abel to attack him, but not hurt him too badly and give him a chance to appear to fight back. Defendant Smollett also included that he wanted Ola to place a rope around his neck, pour gasoline on him and yell "This is MAGA country." Prior to the brothers getting out of Smollett's car, Smollett provided Abel with a \$100 bill to purchase the rope, gasoline, ski masks, gloves and red baseball caps which resemble the ones that say "Make America Great Again." The ride from Cinescape Studios to the Osundairo brothers' home and the meeting between Smollett and the brothers is corroborated by CPD POD videos and cellular phone tower data of Smollett's phone number.

On the late morning of Sunday January 27, 2019, Smollett drove his vehicle back to the Lakeview neighborhood to pick up the brothers and show them the scene where he wanted the staged attack to take place. Smollett then drove the brothers to the corner of New Street and North Water Street in Chicago where the staged attack was to take place. This was just outside Smollett's apartment building. Further details were provided by Smollett which included that the staged attack was to take place near the stairs on the southwest corner of New and North Water Streets at 10:00PM the following night. Smollett also instructed the brothers not to bring their cell phones with them. Smollett directed the brothers' attention toward a surveillance camera on the corner, which he believed would capture the incident. There was a change in the plan that bleach was going to be used rather than gasoline during the simulated attack. Smollett then drove the brothers home and provided them with a \$3500 personal check made payable to Abel, which was backdated to January 23, 2019.

On the morning of January 28, 2019, the date of the planned incident, the brothers purchased the clothing items at a local beauty supply store and the rope at a nearby hardware store, using the \$100 bill that Smollett had given them. These purchases were corroborated by surveillance video and a receipt. Abel also deposited Smollett's check that same day in his own bank account. Later that evening, the plan had changed and the time of the attack had to be pushed back because Smollett's flight into O'Hare Airport from New York had been delayed by four hours. Smollett's plane eventually landed at O'Hare at 12:30 AM on January 29, 2019. At 12:49 AM, there was a phone call between Smollett and Abel which lasted three minutes. During this call, Smollett told Abel the attack would take place at exactly 2:00 AM at the preset location. Minutes later Ola ordered an Uber ride share to his

home to leave for the crime scene. Cell phone records and Uber records confirm this call and the Uber ride.

The brothers then took the Uber to the 1400 block of North Wells where they exited the Uber and flagged down a taxi which took them to within three blocks of the arranged scene at approximately 1:22 AM. The taxi's in-car video captures the brothers flagging the cab and riding in the back seat.

From approximately 1:22A.M. until approximately 2:03A.M., video evidence showed the brothers on foot in an area bordered by Lake Shore Drive on the east, Columbus Drive on the west, Illinois Street to the north, and the Chicago River to the south. Video evidence also showed that Smollett returned back to his apartment from the airport at approximately 1:30 AM. At 1:45 AM, Smollett left his building to walk to a nearby Subway restaurant at Illinois Street and McClurg Court. At 2:00 AM, the brothers were at the intersection of New St. and North Water Street; however, Defendant Smollett did not arrive exactly at the preset time. The brothers then proceeded a quarter block north and waited near a bench until Smollett arrived, which was four minutes later. Surveillance cameras captured the brothers waiting at this location just prior to the staged attack. During Smollett's interview on ABC's Good Morning America which aired on February 14, 2019, he identified the people shown in a still of this surveillance video as his attackers. Also, during this interview, Smollett indicated that he was positive that these were his attackers. The two men in this video are in fact that Osundairo brothers.

It was at this time, that the brothers staged the attack of Defendant Smollett just how Smollett had instructed them. While the staged attack was occurring, a witness, who is an employee of NBC News Chicago, had just parked and exited her vehicle just around the corner from the location of the staged attack. This witness indicated that she heard nothing at the time the staged attack was occurring, despite the fact that Defendant Smollett told CPD detectives that his attackers were "yelling" racial and homophobic slurs at him, and he in turn was "yelling" back at them. The staged attack lasted 45 seconds, and it was just outside the view of the desired nearby camera that Smollett had pointed out to the brothers approximately 15 hours earlier.

Approximately one minute later, video evidence showed the brothers run from the location, southbound toward the Chicago River and westbound toward Columbus Drive. Video evidence also captured the brothers entering a taxi at the Hyatt Regency Hotel across the river at 02:10 A.M.

Video evidence then showed that at 2:25 AM, the brothers exit the taxi on the 3600 block of North Marshfield Ave. and walk northbound. This was only a few blocks from the brothers' Lakeview apartment, which was also the original Uber pick up location to the staged crime scene. Video shows the brothers walking from where they were dropped off toward their home. Two minutes after the brothers exited the taxi, at 2:27 A.M., Defendant Smollett's manager called the police to report the incident. At approximately 2:42 A.M., Chicago Police arrived at Smollett's apartment. Chicago Police Officers observed that Smollett had a rope draped around his neck. This was captured on police body worn camera. Seconds later,

Smollett asked the Police to shut off the cameras. Smollett then made a police report where he claimed he was the victim of an attack in which the offenders struck him while yelling racial and homophobic slurs. Smollett also reported that the offenders placed a rope around his neck, poured a liquid chemical on him, and told him this is "MAGA Country."

Defendant Smollett also reported for the first time, that three days prior, on January 26, 2019, he received a phone call from an unidentified phone number in which an unidentified male caller stated, "Hey you little F----" before ending the call. Smollett also told police that the incident happened near a camera, which he stated should have captured the attack. This is the same camera that Defendant Smollett pointed out to the Osundairo brothers in preparation of this staged attack. Smollett also told police that the initial and primary attacker (now known to be Abel Osundairo) was wearing a ski mask which covered his entire face, with the exception of his eyes and the area all around his eyes. Smollett stated to the police that he could see that the area around this person's eyes was white-skinned. As stated earlier in this proffer, the Osundairo brothers are dark skinned male blacks. During the Good Morning America interview referenced earlier, Smollett stated "And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more..." These statements by Smollett further misled the police and the public to believe that his attackers were white.

On January 29, 2019 at 7:45 PM, just less than 18 hours following reported attack, Defendant Smollett placed a phone call to Abel and the duration of the call was five seconds. Two minutes later, Abel called back Smollett and the call lasted 1 minute and 34 seconds. The brothers then boarded their flight to Nigeria and left the country. On January 30, 2019 at 10:46 AM, Defendant Smollett called Abel, who was in Istanbul Turkey, and the duration of the call lasted 8 minutes and 48 seconds.

For the next two weeks, the Chicago Police Department investigated this matter as a Hate Crime. Chicago police were able to identify the Osundairo brothers as the alleged attackers through an extensive investigation using Surveillance Videos, Police Pod Videos, in-car taxi camera videos, rideshare records, credit card records, bank records, and a store receipt. On February 13, 2019, the brothers returned from Nigeria, landing at Chicago O'Hare International Airport, and they were detained by US Customs. Members of the Chicago Police Department then placed them into custody. That same evening, the Chicago Police executed a Search Warrant upon the Osundairo brothers' residence where they recovered evidence which linked Abel to the Empire TV show. Chicago Police already had determined that Ola was affiliated with the show as well.

Following their arrest and through consultation with their attorneys, the brothers agreed to cooperate in the investigation. As more evidence, such as text messages, phone records, social media records, bank records, surveillance video and the receipt from the purchase of the rope was obtained by investigators, the investigation shifted from a Hate Crime to a Disorderly Conduct investigation. The Cook County State's Attorney's Office approved charges of Disorderly Conduct against Defendant Smollett at 6:10 PM on February 20, 2019. At 5:00 AM this morning (January 21, 2019), Defendant Smollett was placed into custody at Area Central Chicago Police Headquarters.

SCOB

BACKGROUND

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Thursday, February 21, 2019 7:56 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: EXTERNAL* Re: Smollett charging docs

Thank you, Mr.Foley! When is the next court date?

Have a good night,

Marjorie

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Marjorie Hernandez
Justice Editor
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Us Weekly/American Media, Inc.

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(818) 437-3510 cell

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<ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019
4:48 PM
To: Hernandez, Marjorie;
jawwhitehair@cbs.com;
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mmasterson@wttw.com
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Cell: [REDACTED]

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From: ROBERT FOLEY (States Attorney)
Sent: Thursday, February 21, 2019 7:58 PM
To: Hernandez, Marjorie
Subject: Re: EXTERNAL* Re: Smollett charging docs

Robert Foley
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Cook County State's Attorney's Office
Cell: [REDACTED]

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From: Mike Walters <mw@theblast.com>
Sent: Friday, February 22, 2019 10:18 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Jussie S. / The Letter

Tandra - -

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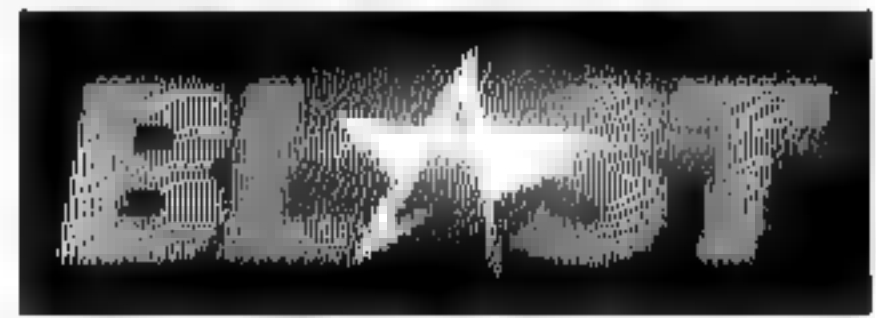
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Also, is there a counter-part of yours that is involved on the federal level?

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Mike Walters
FOUNDER



mw@theblast.com
cell: 714.267.4652
office: 310.360.5811

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To: Mike Walters
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Please direct your inquiry to federal authorities: Joseph Fitzpatrick, Public Information Officer for the U.S. Attorney's Office.

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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From: Mike Walters <mw@theblast.com>
Sent: Friday, February 22, 2019 12:27 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly

Can you please send us the R. Kelly document and/or charging information.

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Mike Walters
FOUNDER



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cell: 714.267.4652
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From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Friday, February 22, 2019 at 8:42 AM
To: Mike Walters <mw@theblast.com>
Subject: Re: Jussie S. / The Letter

Please direct your inquiry to federal authorities: Joseph Fitzpatrick, Public Information Officer for the U.S. Attorney's Office.

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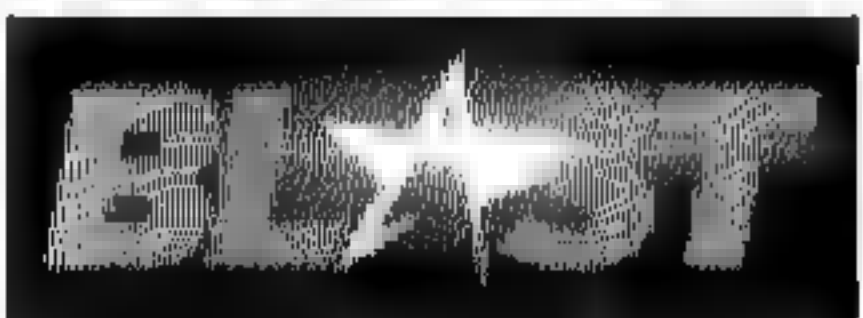
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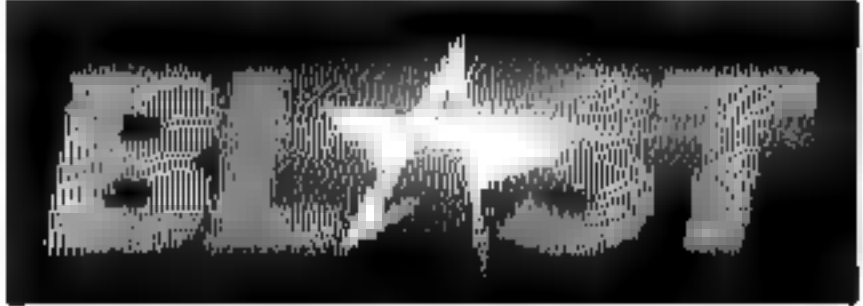
Without ever naming a victim...

Can I confirm if or not any of the charges are connected to victims from his previous criminal case. ?

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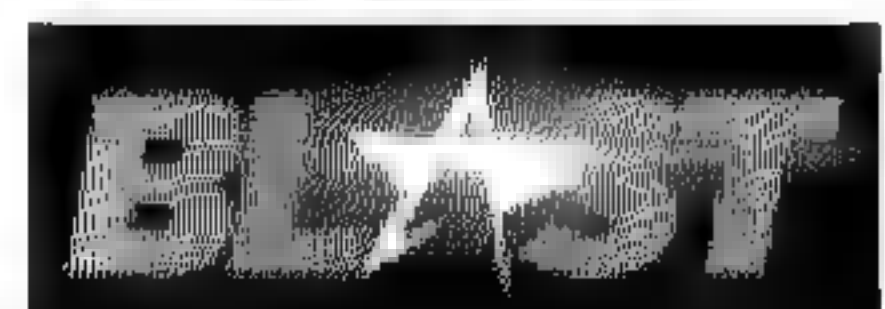
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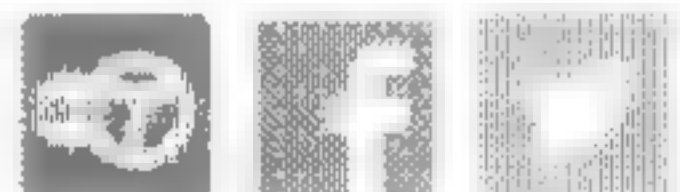
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From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Monday, February 25, 2019 7:35 AM
To: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: jussie smollett

GOOD MORNING... we are hearing Jussie Smollett wants to leave Chicago for Los Angeles. In order to do so Smollett will have to ask permission from the court. Will Smollett have to appear in person . in court. And do you have a time? Thanks. carleen



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: KIERA ELLIS (States Attorney)
Sent: Monday, February 25, 2019 9:03 AM
To: Patrick Smith
Subject: Re: Thank you

Hi Patrick,

Sorry for my delay on this. I was ill for the better part of last week after our meeting. Joe can do anytime between 10a - 1p on Wednesday or Friday. Let me know what time works best for your team. Thanks!

Also, looking forward to Hacking 4 Justice dates and am excited that WBEZ is willing to host.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Patrick Smith <psmith@wbez.org>
Sent: Wednesday, February 20, 2019 10:48 AM
To: KIERA ELLIS (States Attorney)
Subject: Thank you

Kiera,

Thanks so much for meeting with me yesterday. I talked with my editor and team about the off-the-record meetings and the justice hack idea, and everyone was very excited about both.

You said it would be best to set up a meeting with Joe Magats first. We'd love to sit down with him next week if possible. For the four of us, it looks like Tuesday, Wednesday or Friday would be best. You tell what works best for you.

On the justice hack presentation, my editor was really excited about hosting and inviting other newsrooms. He is checking on what our windows are to use our big conference room next month. I will let you know as soon as I do.

Please give me a call if there's anything coming on Smollett or R. Kelly.

Thanks again,

Patrick

Patrick Smith | Criminal Justice Reporter
O 312.893.8560 C 248.224.6645
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Patrick Smith <psmith@wbez.org>
Sent: Monday, February 25, 2019 11:02 AM
To: KIERA ELLIS (States Attorney)
Subject: Re: Thank you

Hey Kiera, no problem, glad you are feeling better.

I think because of election that Friday would be best, but let me check with my team and confirm by the end of today.

Thanks,

Patrick

On Feb 25, 2019, at 9:03 AM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Hi Patrick,

Sorry for my delay on this. I was ill for the better part of last week after our meeting. Joe can do anytime between 10a - 1p on Wednesday or Friday. Let me know what time works best for your team. Thanks!

Also, looking forward to Hacking 4 Justice dates and am excited that WBEZ is willing to host.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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Patrick

Patrick Smith | Criminal Justice Reporter

📞 312.893.8560 📠 248.224.6645

WBEZ **91.5** Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

Subject: Smollett
Location: 101

Start: Mon 2/25/2019 11:30 AM
End: Mon 2/25/2019 12:00 PM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: JOSEPH MAGATS (States Attorney)

From: Maria Elena Fernandez <me.fernandez@vulture.com>
Sent: Monday, February 25, 2019 12:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

Thank you for sending this.

On Feb 21, 2019, at 1:03 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Hello -

Please see attached. Smollett was held on \$100,000 bail (must post \$10,000 - 10 percent for release). Next court date is 3/14/19.

You can contact Cook County Sheriff for custody status.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

<Jussie Smollett BOND PROFFER Final.pdf>

Maria Elena Fernandez
Senior Editor/TV Reporter
New York magazine & Vulture
Los Angeles, CA
Email: Me.Fernandez@Vulture.com
Phone: 310.951.2355
Twitter: @writerchica

From: [KIERA ELLIS \(States Attorney\)](#)
To: [ALEX BLACK \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Subject: Re: Connect re: Jussie Smollett attack
Date: Wednesday, January 30, 2019 9:55:43 AM

Thanks. I'll reach out.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: ALEX BLACK (States Attorney) <alex.black@cookcountyil.gov>
Sent: Wednesday, January 30, 2019 9:50 AM
To: KIMBERLY FOXX (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: Connect re: Jussie Smollett attack

Please see below.

From: Scott Roberts <sroberts@colorofchange.org>
Sent: Wednesday, January 30, 2019 9:38 AM
To: ALEX BLACK (States Attorney)
Cc: Clarise McCants; Kristen Porter
Subject: Connect re: Jussie Smollett attack

Hi Alex,

We're reaching out to connect with the States Attorney regarding the racist and homophobic attack that left actor/activist Jussie Smollett in the hospital yesterday. This attack is personal for us: Jussie has been a powerful advocate for marginalized communities--but the attack also represents a rising trend of hate crimes in this country. We would like to speak soon with States Attorney Foxx about how her office is responding to the attack and are interested to know if/when an investigation will be announced.

Any help you can provide in helping us set up a time to connect over phone would be greatly appreciated. I'm cc'ing Kristen Porter here who can help with setting up a time on our end.

Thank you,

--

Scott Roberts

Senior Criminal Justice Campaigns Director
Color of Change

From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

To: KIERA ELLIS (States Attorney)[KIERA.ELLIS@cookcountyil.gov]; TANDRA SIMONTON (States Attorney)[tandra.simonton@cookcountyil.gov]
Cc: ROBERT FOLEY (States Attorney)[ROBERT.FOLEY@cookcountyil.gov]; APRIL PERRY (States Attorney)[APRIL.PERRY@cookcountyil.gov]
From: CHLOE RASMAS (States Attorney)
Sent: Mon 2/25/2019 1:22:59 PM
Subject: RE: smollett FOIAs
2.28.19TRESSEL.pdf

Another FYI. Going out COB the 28th

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:02 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Attached are responsive records to David Thomas's Chicago Daily Law Bulletin FOIA. Going out COB 2/27.

Thanks
-Chloe

From: CHLOE RASMAS (States Attorney)
Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the follo disorderly conduct for filing a false police report and a 2014 and 2018 or 2013 and 2017 if 2018 data is not yet a false police report and the number of people convicted f
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, between utilized by Cook County State's Attorney Kimb production crew, supervisors and or any other person

Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the (notes, memos regarding the decision of Kim Foxx to rec We are requesting Under the Illinois Freedom of I documentation explaining what Kim Foxx's recusal wou which makes her the person in charge, we would like particular case. Will he still have to answer to Kim Fox copy of any debate, discussion, notes regarding v



OFFICE OF THE STATE'S ATTORNEY
COOK COUNTY, ILLINOIS

KIMBERLY M. FOXX
STATE'S ATTORNEY

CHLOE K. RASMAS
FOIA OFFICER

69 W WASHINGTON
CHICAGO, ILLINOIS 60602

WRITER'S E-MAIL ADDRESS:
CHLOE.RASMAS@COOKCOUNTYIL.GOV

WRITER'S DIRECT LINE:
(312) 603-2296

February 28, 2019

VIA EMAIL

Christine M. Tressel
Christine.M.Tressel@abc.com

Re: FOIA Request dated 2/20/19; received 2/21/19

Dear Ms. Tressel:

I am responding to the request for documents under the Illinois Freedom of Information Act ("FOIA") statute that was received by the Cook County State's Attorney's Office (the "SAO") on February 21, 2019 via e-mail.

You have asked for:

[A] copy of all correspondence included but not limited to, letters, emails, text messages, instant messages, voicemails and phone logs for any phones or devices between utilized by Cook County State's Attorney Kimberly Foxx to communicate with any employees included but not limited to cast members, managers, production crew, supervisors and or any other person associated with the show "Empire." This request also includes any and correspondence with 20th Century Fox Television and Fox Entertainment.

The SAO possesses no responsive records.

Sincerely,

s/Chloe K. Rasmus

Chloe K. Rasmus
FOIA Officer/Policy Analyst
69 W Washington
Chicago, Illinois 60602
(312) 603-2296

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:34 PM
To: APRIL PERRY (States Attorney)
Subject: RE: smollett FOIAs

Hi April – can I pop by whenever is convenient to discuss the Fox32 FOIA again with you?

Thanks,
Chloe

From: APRIL PERRY (States Attorney)
Sent: Thursday, February 21, 2019 9:43 AM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyl.gov>
Subject: Re: smollett FOIAs

Now is good.

Sent from my iPhone

On Feb 21, 2019, at 9:35 AM, CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyl.gov> wrote:

I can pop over right now if you're free

From: APRIL PERRY (States Attorney)
Sent: Thursday, February 21, 2019 9:15 AM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyl.gov>
Subject: RE: smollett FOIAs

Happy to discuss at your convenience

From: CHLOE RASMAS (States Attorney)
Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney); APRIL PERRY (States Attorney)
Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following information: how many times the Cook County state's attorney's office has charged people for disorderly conduct for filing a false police report and a separate list of how many of those charges resulted in a conviction over the last five years (between 2014 and 2018 or 2013 and 2017 if 2018 data is not yet available) broken down year by year. If the number of people charged for disorderly conduct for filing a false police report and the number of people convicted for disorderly conduct for filing a false police report so far in 2019 is available, I request those numbers as well.	2/21/19 (dated 2/20/19)	2/28/2019
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's Attorney Kimberly M. Foxx and her staff and external persons or agencies regarding Jussie Smollett and the Fox TV show "Empire."	2/20/2019	2/27/2019
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Lisa Vuesko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the Cook County State Attorney office has in place. We are also requesting any and all documents, emails, notes, memos regarding the decision of Kim Foxx to recuse herself and hand the Smollett investigation off to First Assistant State's Attorney Joseph Magats. We are requesting Under the Illinois Freedom of Information Act, 5 ILCS 1-40, any signed document from Kim Foxx regarding her recusal and any documentation explaining what Kim Foxx's recusal would consist of. For example, since she is the elected official of the Cook County State's Attorney office, which makes her the person in charge, we would like a clear definition of what First Assistant State's Attorney Joseph Magats responsibilities are for this particular case. Will he still have to answer to Kim Foxx since she is the person elected to run the Cook County State's Attorney office. We also would like a copy of any debate, discussion, notes regarding why seeking out another agency (i.e., State's Attorney from surrounding county) was not done.	2/20/2019	2/27/2019

From: APRIL PERRY (States Attorney)
Sent: Monday, February 25, 2019 1:35 PM
To: CHLOE RASMAS (States Attorney)
Subject: RE: smollett FOIAs

Sure I'm free until 2, and then again from 3-4

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Sent: Monday, February 25, 2019 1:56 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: RE: smollett FOIAs
Attachments: 2.27.19VUCSKO.pdf; responsive.pdf

Last one. Going out 2:27/ cob

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:23 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyl.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyl.gov>
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Subject: RE: smollett FOIAs

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OFFICE OF THE STATE'S ATTORNEY
COOK COUNTY, ILLINOIS

KIMBERLY M. FOXX
STATE'S ATTORNEY

CHLOE K. RASMAS
FOIA OFFICER

69 W WASHINGTON
CHICAGO, ILLINOIS 60602

WRITER'S E-MAIL ADDRESS:
CHLOE.RASMAS@COOKCOUNTYIL.GOV

WRITER'S DIRECT LINE:
(312) 603-2296

February 27, 2019

VIA EMAIL

Lisa Vucsko
Lisa.Vucsko@FOXTV.COM

Re: FOIA Request dated 2/20/19

Dear Ms. Vucsko:

I am responding to the request for documents under the Illinois Freedom of Information Act ("FOIA") statute that was received by the Cook County State's Attorney's Office (the "SAO") on February 20, 2019 via e-mail.

In your request you state:

1. *We would like to a copy of the Recusal process that the Cook County State Attorney office has in place.*
2. *We are also requesting any and all documents, emails, notes, memos regarding the decision of Kim Foxx to recuse herself and hand the Smollett investigation off to First Assistant State's Attorney Joseph Magats.*
3. *We are requesting Under the Illinois Freedom of Information Act, 5 ILCS 140, any signed document from Kim Foxx regarding her recusal and any documentation explaining what Kim Foxx's recusal would consist of. For example, since she is the elected official of the Cook County State's Attorney office, which makes her the person in charge, we would like a clear definition of what First Assistant State's Attorney Joseph Magats responsibilities are for this particular case. Will he still have to answer to Kim Foxx since she is the person elected to run the Cook County State's Attorney office.*
4. *We also would like a copy of any debate, discussion, notes regarding why seeking out another agency (i.e., State's Attorney from surrounding county) was not done.*

Please see attached for the record the SAO possesses responsive to part two of your request.

The SAO is not in possession of a document which contains the information you seek in parts one, three, and four of your request. Please note that while the FOIA requires a public body to produce documents (5 ILCS 140/3(a) ("Each public body shall make available to any person for inspection or copying all public records, except as otherwise provided in section 7 of this Act."), the FOIA does not require a public body to provide answers to questions or create documents. In *Kenyon v. Garrels*, 184 Ill. App. 3d 28, 32 (4th Dist. 1989), the Illinois Appellate Court noted, "...the Act is not designed to compel the compilation of data the governmental body does not ordinarily keep." See also: *Chicago Tribune Company v. The Department of Financial and Professional Regulation*, 2014 IL App (4th) 13042, ¶ 34. This position is included in the plain language of Section 1 of the FOIA: "This Act is not intended to create an obligation on the part of any public body to maintain or prepare any public record which was not maintained or prepared by such public body at the time when this Act becomes effective, except as otherwise required by applicable local, State or federal law." 5 ILCS 140/1.

Sincerely,

s/Chloe K. Rasmus

Chloe K. Rasmus

SIT_001_1_00000001-0979-1

FOIA Officer/Policy Analyst
69 W Washington
Chicago, Illinois 60602
(312) 603-2296

From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

To: CHLOE RASMAS (States Attorney)[CHLOE.RASMAS@cookcountyil.gov]; TANDRA SIMONTON (States Attorney)[tandra.simonton@cookcountyil.gov]
Cc: ROBERT FOLEY (States Attorney)[ROBERT.FOLEY@cookcountyil.gov]
From: KIERA ELLIS (States Attorney)
Sent: Mon 2/25/2019 2:27:50 PM
Subject: RE: smollett FOIAs

Thanks for these, Chloe!



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
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Sent: Monday, February 25, 2019 1:02 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Attached are responsive records to David Thomas’s Chicago Daily Law Bulletin FOIA. Going out COB 2/27.

Thanks
-Chloe

From: CHLOE RASMAS (States Attorney)
Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: smollett FOIAs

Sending along as an FYI. I’m going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the follo disorderly conduct for filing a false police report and a 2014 and 2018 or 2013 and 2017 if 2018 data is not yet a false police report and the number of people convicted f
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State’s
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, between utilized by Cook County State’s Attorney Kimb production crew, supervisors and or any other person (
Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the notes, memos regarding the decision of Kim Foxx to rec We are requesting Under the Illinois Freedom of I documentation explaining what Kim Foxx’s recusal wou which makes her the person in charge, we would like particular case. Will he still have to answer to Kim Foxx copy of any debate, discussion, notes regarding v

From: Patrick Smith <psmith@wbez.org>
Sent: Monday, February 25, 2019 3:01 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: Thank you

This is why it's important to check. Wednesday is actually better for us. 10 am ok?

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Sent: Monday, February 25, 2019 11:02 AM
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I think because of election that Friday would be best, but let me check with my team and confirm by the end of today.

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Also, looking forward to Hacking 4 Justice dates and am excited that WBEZ is willing to host.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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Please give me a call if there's anything coming on Smollett or R. Kelly.

Thanks again,

Patrick

Patrick Smith | Criminal Justice Reporter
O 312.893.8560 C 248.224.6645
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Monday, February 25, 2019 4:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fwd: [EXTERNAL] Re: NBC5 Request - Smollett

Hi Tandra,

I'm trying to pin down where/when Jussie Smollett said the alleged attackers were "white." I don't see it in the police report or in the GMA interview. Can you help?

Thanks
Ash-har

Sent from my iPhone

Begin forwarded message:

From: "Guglielmi, Anthony" <Anthony.Guglielmi@chicagopolice.org>
Date: February 25, 2019 at 4:12:19 PM CST
To: "Quraishi, Ash-har (NBCUniversal)" <Ash-har.Quraishi@nbcuni.com>
Subject: [EXTERNAL] Re: NBC5 Request - Smollett

Sorry A, you have to check w/ CCSAO from now on.

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Monday, February 25, 2019 3:49 PM
To: Guglielmi, Anthony
Subject: NBC5 Request - Smollett

Hi Anthony,

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Thanks,

Ash-har Quraishi | Reporter
NBC5 Chicago

454 N. Columbus Drive
Chicago, IL 60611
Office: 312-836-3010
Cell: 312-802-6999
@ashhar_quraishi



This e-mail, and any attachments thereto, is intended only for use by the addressee(s) named herein and may contain legally privileged and/or confidential information. If you are not the intended recipient of this e-mail (or the person responsible for delivering this document to the intended recipient), you are hereby notified that any dissemination, distribution, printing or copying of this e-mail, and any attachment thereto, is strictly prohibited. If you have received this e-mail in error, please respond to the individual sending the message, and permanently delete the original and any copy of any e-mail and printout thereof.

From: TANDRA SIMONTON (States Attorney)
Sent: Monday, February 25, 2019 4:46 PM
To: Quraishi, Ash-har (NBCUniversal)
Subject: Re: [EXTERNAL] Re: NBC5 Request - Smollett

Hi -

Smollett says it on the GMA interview when he talks about the attack.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Monday, February 25, 2019 4:15 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fwd: [EXTERNAL] Re: NBC5 Request - Smollett

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This e-mail, and any attachments thereto, is intended only for use by the addressee(s) named herein and may contain legally privileged and/or confidential information. If you are not the intended recipient of this e-mail (or the person responsible for delivering this document to the intended recipient), you are hereby notified that any dissemination, distribution, printing or copying of this e-mail, and any attachment thereto, is strictly prohibited. If you have received this e-mail in error, please respond to the individual sending the message, and permanently delete the original and any copy of any e-mail and printout thereof.

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Monday, February 25, 2019 4:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXTERNAL] Re: NBC5 Request - Smollett

Is this the part?

"I have to acknowledge the lies, and the hate. And it feels like if I had said it was a Muslim, or a Mexican, or someone black, I feel like the doubters would have supported me much more. A lot more. And that says a lot about the place that we are in our country right now."

From: TANDRA SIMONTON (States Attorney) [mailto:tandra.simonton@cookcountyil.gov]
Sent: Monday, February 25, 2019 4:46 PM
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📧 @ashhar_quraishi



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From: KIERA ELLIS (States Attorney)
Sent: Tuesday, February 26, 2019 6:47 AM
To: Patrick Smith
Subject: Re: Thank you

Good on our end. We will see you at 69 W Washington, 32nd floor. Can you remind me again who all will be present from your criminal bureau?

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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O 312.893.8560 C 248.224.6645
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Patrick Smith <psmith@wbez.org>
Sent: Tuesday, February 26, 2019 7:38 AM
To: KIERA ELLIS (States Attorney)
Subject: Re: Thank you

That's great. It will be myself, Shannon Heffernan, Chip Mitchell and editor Rob Wildeboer.

On Feb 26, 2019, at 6:47 AM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

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Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Tuesday, February 26, 2019 10:28 AM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC request - Smollett Check
Attachments: Check from JS for TrainingNutrition.pdf

Hi Tandra,

Can you verify that this is the check that Jussie Smollett paid the Osundairo brothers with for the allegedly staged attack?

Ash-har Quraishi | Reporter


NBC5 Chicago

454 N. Columbus Drive

Chicago, IL 60611

Office: 312-836-3010

Cell: 312-802-6999

 @ashhar_quraishi



CHICAGO
www.nbcchicago.com

JUSSIE SMOLLETT
C/O PROVIDENT FINANCIAL MANAGEMENT
3130 WILSHIRE BLVD SUITE 400
SANTA MONICA, CA 90403

1063

1-23-19

Date

Pay to the
Order of Abimbola Ogunlana

\$ 3,500.00

Three Thousand Five hundred

Dollars

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| AN AEC COMPANY | BANKING
| 800 775-7483 |

For Sixth Semester/Year 1 program - (A)

Amu

[REDACTED]

[REDACTED]

90

From: Puente, Maria <mpuente@usatoday.com>
Sent: Wednesday, February 27, 2019 3:17 PM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria at USA TODAY re Jussie Smollett

I was hoping to avoid getting dragged into this story, having enough to do with R. Kelly. But it looks like I can't escape given I am breaking news entertainment. So, who is the person in the SA's office to contact to find out when court dates are scheduled, etc. For example, when is Smollett's next court date? Many thanks, sorry to pester you...

Maria Puente

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, February 27, 2019 3:46 PM
To: Puente, Maria
Subject: Re: from Maria at USA TODAY re Jussie Smollett

You can contact the Cook county Clerk of the Circuit Court by email - mediarequest@cookcountycourt.com or 312-603-5690 for case updates and public records related to criminal cases.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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USA TODAY

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From: Pat Milhizer (Chief Judge's Office)
Sent: Thursday, February 28, 2019 1:31 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney);
jprior@hmlegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson
(Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON
(States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's
Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
Subject: People v. Smollett
Attachments: EMC - Objections, Party, Witnesses.pdf; People v. Smollett.pdf

Dear Counsel or Self-Represented Litigant:

This is to notify you that a request for Extended Media Coverage (EMC) has been filed in People v. Jussie Smollett for the proceeding scheduled for March 14, 2019 at 11:30 a.m. and all future proceedings in the case, including continuances, in Courtroom 101 of the Leighton Criminal Court Building.

This means that, subject to approval by the judge assigned to the case and the chief judge of the circuit, media organizations may bring video cameras, still cameras and audio recording devices into the courtroom to cover proceedings in these cases. Attached for your information is the "Request for Extended Media Coverage" filed by the media.

Parties and witnesses have the right to object to EMC. Parties representing themselves and witnesses are entitled to receive free assistance from the Office of the Clerk of the Circuit Court in making objections to EMC. Objection forms are attached to this email.

For information and guidelines on EMC, the rights of parties and witnesses to object to extended media coverage, and links to court forms, visit <http://www.cookcountycourt.org/MEDIA/ExtendedMediaCoverage.aspx>

Witnesses are encouraged to seek assistance from the attorney from whom they received a subpoena to testify.

Please acknowledge receipt of this notification by sending an email to EMC@cookcountyil.gov.

Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600

Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 DEPARTMENT, DISTRICT/DIVISION

Plaintiff(s)/Petitioner(s)

v.

Case No. _____

Defendant(s)/Respondent(s)

OBJECTION OF PARTY TO EXTENDED MEDIA COVERAGE

states as follows:

Name of Objecting Party

1. I am the ☐ Plaintiff/Petitioner ☐ Defendant/Respondent in the above-captioned matter.
2. Extended media coverage of the above matter has been: ☐ requested ☐ granted.
3. I have good cause to believe that the presence of extended media coverage, under the particular circumstances of this proceeding, would materially interfere with the fair and impartial administration of justice. The specific facts and circumstances in support of this allegation are as follows:

4. This objection is filed with the Clerk of the Court prior to the commencement of the proceeding for which extended media coverage has been requested or granted.
5. Notice of this objection to the assigned judge, all counsel of record, parties appearing without counsel, the media coordinator, and the court media liaison, shall be given by (check one): ☐ me ☐ (for incarcerated persons only) the Clerk of the Court.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, 735 ILCS 5/1-109, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that s/he verily believes the same to be true.

WHEREFORE, I object to extended media coverage of my testimony in this proceeding for the above stated reasons.

Respectfully submitted,

Date: _____

Atty. No.: _____ Signature _____

Print Name _____

Name: _____

Firm Name: _____

Attorney for the Petitioner: _____

Address: _____

City/State/Zip Code: _____

Telephone: _____

Email: _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

DEPARTMENT, _____ DISTRICT/DIVISION _____

 \mathbf{v}_i

Case No. _____

Defendant(s)/Respondent(s)

states as follows:

Name of Objecting Witness

1. I expect to be called as a witness in this proceeding by the: ☐ plaintiff/petitioner ☐ defendant/respondent.
 2. Extended media coverage of the above matter has been: ☐ requested ☐ granted.
 3. I object to extended media coverage of my testimony for the following reasons (please be specific):
-
-
-
-
-
-
-
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Print Name _____

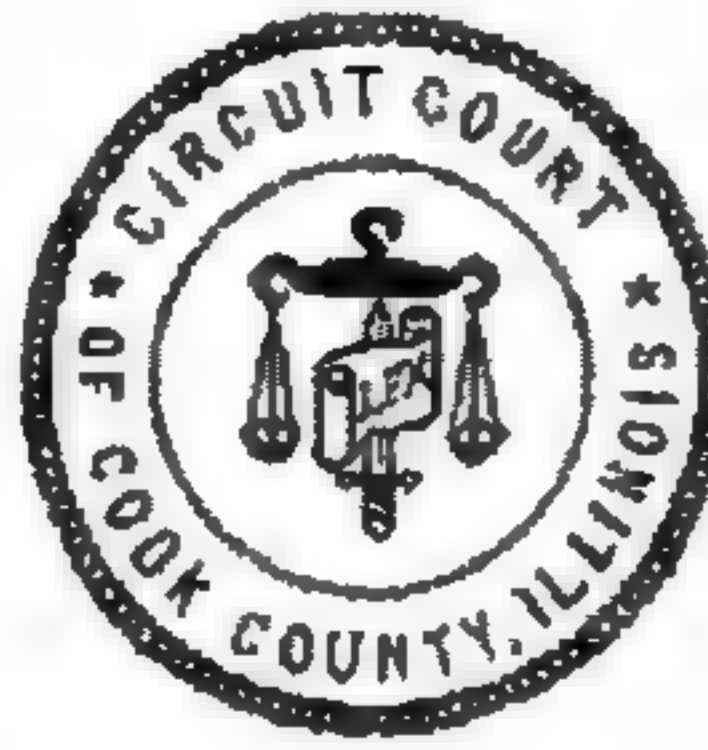
Address: _____

City/State/Zip Code: _____

Telephone: _____

Email: _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS



OFFICE OF THE CLERK OF THE CIRCUIT COURT OF COOK COUNTY

**EMC COVERSHEET
For
REQUEST FOR EXTENDED MEDIA COVERAGE**

Date: February 27, 2019

TO: Pat Milhizer, Media Liaison
Office of the Chief Judge
Phone: (312) 603-5160
Fax: (312) 603-4938
EMC mail: emc@cookcountyil.gov

FR: D. Solofra, CDC/K. Wells, ACDC
Office of the Clerk of the Circuit Court
Phone: (312) 603-3074/ (312) 603-2658
Fax: (312) 603-5051
EMC Mail: emc@cookcountycourt.com

Hearing Date: March 14th, 2019

Judge: Honorable Judge John F. Lyke Jr.

Br. 98 Courtroom: 101 **Time:** 11:30am

Defendant(s) Name:

Defendant(s) Case No:

Jussie Smollett

19110327101

Service List

- Office of the Presiding Judge, John Kirby – 1st Municipal District
- Honorable Judge John F. Lyke Jr.
- Office of the Cook County State's Attorney – Criminal Department
- Kelly Barnicle, On-Site Media Coordinator, WGN TV
kbarnicle@wgntv.com (773) 883-3203

Law Firm of: Hart, McLaughlin & Eldridge
Jack Prior, Attorney (Attorney #6306767)
22 W. Washington-Suite 1600
Chicago, IL 60602
(312) 955-0545

FILED
FEB 27 2019
DOROTHY BROWN
CLERK OF CIRCUIT COURT

Total Pages Sent: 2

cc: Renee Banks, Associate Clerk-Criminal/Juvenile Bureau
Karen Wells, Assistant Chief Deputy Clerk-Criminal Division

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
DEPARTMENT, DISTRICT/DIVISION

People

Plaintiff(s)/Petitioner(s)

v.

Case No.

19110327101

Jusse Smollett

Defendant(s)/Respondent(s)

REQUEST FOR EXTENDED MEDIA COVERAGE

The undersigned media coordinator hereby states as follows:

1. This request is made on behalf of all news media organizations.
2. I hereby request consent to provide extended media coverage of the proceeding scheduled on the 14 day of March, 2019, at the Leighton Criminal Courthouse, 2800 S. California, Chicago, Illinois.
3. Extended media coverage is requested for:
☐ the proceeding described above
☒ the proceeding described above and all continuances of that proceeding
☒ the proceeding described above and all future proceedings in this case, including continuances
4. The type of extended media coverage requested is as follows (Include type of equipment, number of personnel, live or delayed publication, audio or video, etc.):

2 video camera's, 2 tripods, 4 microphones with cables, djero box. 2 still camera's with lenses, lap top, blimp electrical cords and mono-pod. (no radio)

5. The on-site media coordinator for this proceeding will be: Name Kelly Barnicle
News Media Organization: WGN TV
Address: 2501 W Bradley Place, Chicago, IL 60618
Telephone: 773 883 3203 Email Address: kbarnicle@wgn.tv
6. I will abide by all the provisions of the Illinois Supreme Court's *Policy for Extended Media Coverage in the Circuit Courts of Illinois* and the Cook County Circuit Court's General Administrative Order 2014-12 on extended media coverage, and perform all duties required of me as the media coordinator.
7. This request for extended media coverage is filed (check the appropriate box):
☒ at least fourteen (14) days in advance of the proceeding identified above; or
☐ less than fourteen (14) days in advance of the proceeding identified above because

Kelly Barnicle

Signature

Kelly Barnicle

Print Name

News Media Organization: WGN TVAddress: 2501 W. Bradley Place, Chicago IL 60618Telephone: 773 883 3203 Email Address: Wgntvinfo@tribunemedia.com

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FILED
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DOROTHY BROWN
CLERK OF CIRCUIT COURTPlease use
this
KB

From: JOSEPH MAGATS (States Attorney)
Sent: Thursday, February 28, 2019 1:50 PM
To: RISA LANIER (States Attorney)
Subject: FW: People v. Smollett
Attachments: EMC - Objections, Party, Witnesses.pdf; People v. Smollett.pdf

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Pat Milhizer (Chief Judge's Office)
Sent: Thursday, February 28, 2019 1:31 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney); jprior@hmlegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
Subject: People v. Smollett

Dear Counsel or Self-Represented Litigant:

This is to notify you that a request for Extended Media Coverage (EMC) has been filed in People v. Jussie Smollett for the proceeding scheduled for March 14, 2019 at 11:30 a.m. and all future proceedings in the case, including continuances, in Courtroom 101 of the Leighton Criminal Court Building.

This means that, subject to approval by the judge assigned to the case and the chief judge of the circuit, media organizations may bring video cameras, still cameras and audio recording devices into the courtroom to cover proceedings in these cases. Attached for your information is the "Request for Extended Media Coverage" filed by the media.

Parties and witnesses have the right to object to EMC. Parties representing themselves and witnesses are entitled to receive free assistance from the Office of the Clerk of the Circuit Court in making objections to EMC. Objection forms are attached to this email.

For information and guidelines on EMC, the rights of parties and witnesses to object to extended media coverage, and links to court forms, visit <http://www.cookcountycourt.org/MEDIA/ExtendedMediaCoverage.aspx>

Witnesses are encouraged to seek assistance from the attorney from whom they received a subpoena to testify.

Please acknowledge receipt of this notification by sending an email to EMC@cookcountyil.gov.

Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
DEPARTMENT, DISTRICT/DIVISION

Plaintiff(s)/Petitioner(s)

v.

Case No. _____

Defendant(s)/Respondent(s)

OBJECTION OF PARTY TO EXTENDED MEDIA COVERAGE

_____ states as follows:

Name of Objecting Party

1. I am the ☐ Plaintiff/Petitioner ☐ Defendant/Respondent in the above-captioned matter.
2. Extended media coverage of the above matter has been: ☐ requested ☐ granted.
3. I have good cause to believe that the presence of extended media coverage, under the particular circumstances of this proceeding, would materially interfere with the fair and impartial administration of justice. The specific facts and circumstances in support of this allegation are as follows:

4. This objection is filed with the Clerk of the Court prior to the commencement of the proceeding for which extended media coverage has been requested or granted.
5. Notice of this objection to the assigned judge, all counsel of record, parties appearing without counsel, the media coordinator, and the court media liaison, shall be given by (check one): ☐ me ☐ (for incarcerated persons only) the Clerk of the Court.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, 735 ILCS 5/1-109, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that s/he verily believes the same to be true.

WHEREFORE, I object to extended media coverage of my testimony in this proceeding for the above stated reasons.

Respectfully submitted,

Date: _____

Atty. No.: _____ Signature _____

Print Name _____

Name: _____

Firm Name: _____

Attorney for the Petitioner: _____

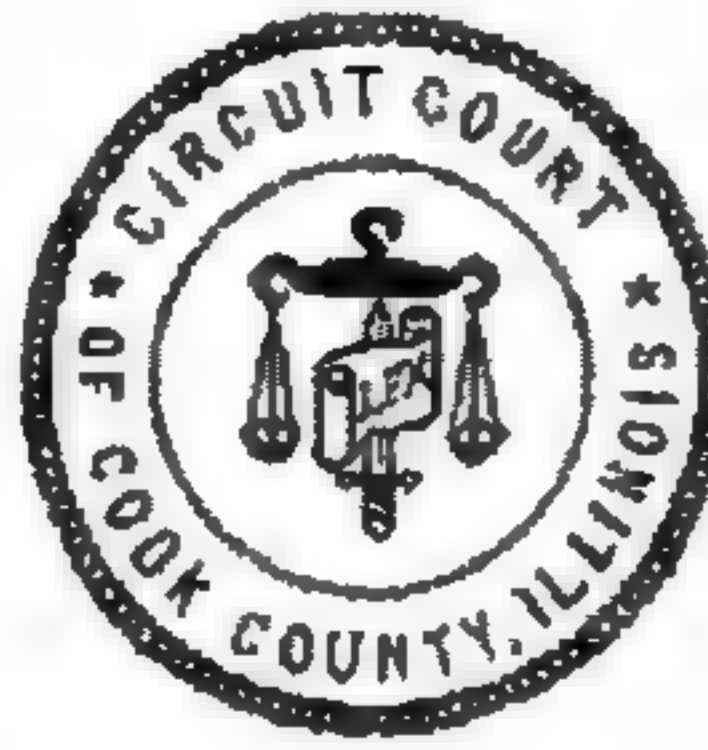
Address: _____

City/State/Zip Code: _____

Telephone: _____

Email: _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS



OFFICE OF THE CLERK OF THE CIRCUIT COURT OF COOK COUNTY

**EMC COVERSHEET
For
REQUEST FOR EXTENDED MEDIA COVERAGE**

Date: February 27, 2019

TO: Pat Milhizer, Media Liaison
Office of the Chief Judge
Phone: (312) 603-5160
Fax: (312) 603-4938
EMC mail: emc@cookcountyil.gov

FR: D. Solofra, CDC/K. Wells, ACDC
Office of the Clerk of the Circuit Court
Phone: (312) 603-3074/ (312) 603-2658
Fax: (312) 603-5051
EMC Mail: emc@cookcountycourt.com

Hearing Date: March 14th, 2019
Judge: Honorable Judge John F. Lyke Jr.
Br. 98 Courtroom: 101 **Time:** 11:30am

Defendant(s) Name:

Jussie Smollett

Defendant(s) Case No:

19110327101

Service List

- Office of the Presiding Judge, John Kirby – 1st Municipal District
- Honorable Judge John F. Lyke Jr.
- Office of the Cook County State's Attorney – Criminal Department
- Kelly Barnicle, On-Site Media Coordinator, WGN TV
kbarnicle@wgntv.com (773) 883-3203

Law Firm of: Hart, McLaughlin & Eldridge
Jack Prior, Attorney (Attorney #6306767)
22 W. Washington-Suite 1600
Chicago, IL 60602
(312) 955-0545

Total Pages Sent: 2

cc: Renee Banks, Associate Clerk-Criminal/Juvenile Bureau
Karen Wells, Assistant Chief Deputy Clerk-Criminal Division

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People

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☒ at least fourteen (14) days in advance of the proceeding identified above; or
☐ less than fourteen (14) days in advance of the proceeding identified above because

Kelly Barnicle

Signature

Kelly Barnicle

Print Name

News Media Organization: WGN TVAddress: 2501 W. Bradley Place, Chicago IL 60618Telephone: 773 883 3203Email Address: Wgntvinfo@tribunemedia.com

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FILED
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DOROTHY BROWN
CLERK OF CIRCUIT COURTPlease use
this
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From: Rafer Weigel <Rafer.Weigel@FOXTV.COM>
Sent: Thursday, February 28, 2019 7:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Response on accusations Abel and Ola are homophobic

Hello Tandra.

I interviewed two people who say they saw Abel Osundairo use gay slurs on the set of Empire and said they would never be friends with gays. I also have deleted tweets from Ola saying similar things. The defense is trying to paint the brothers as anti-gay. Does your office have a response?

Thank you,

Rafer Weigel
Anchor/Reporter
Fox 32 Chicago

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, February 28, 2019 7:48 PM
To: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Fwd: Response on accusations Abel and Ola are homophobic

FYI

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: Rafer Weigel <Rafer.Weigel@FOXTV.COM>
Date: February 28, 2019 at 7:20:12 PM CST
To: "tandra.simonton@cookcountyil.gov" <tandra.simonton@cookcountyil.gov>
Subject: Response on accusations Abel and Ola are homophobic

Hello Tandra.

I interviewed two people who say they saw Abel Osundairo use gay slurs on the set of Empire and said they would never be friends with gays. I also have deleted tweets from Ola saying similar things. The defense is trying to paint the brothers as anti-gay. Does your office have a response?

Thank you,

Rafer Weigel
Anchor/Reporter
Fox 32 Chicago

From: joseph.magats@cookcountyil.gov
Sent: Thursday, February 28, 2019 9:09 PM
To: RISA LANIER (States Attorney)
Subject: Fwd: Response on accusations Abel and Ola are homophobic

Sent from my iPhone

Begin forwarded message:

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: February 28, 2019 at 19:47:35 CST
To: "KIERA ELLIS (States Attorney)" <KIERA.ELLIS@cookcountyil.gov>, "JOSEPH MAGATS (States Attorney)" <joseph.magats@cookcountyil.gov>
Subject: Fwd: Response on accusations Abel and Ola are homophobic

FYI

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: Rafer Weigel <Rafer.Weigel@FOXTV.COM>
Date: February 28, 2019 at 7:20:12 PM CST
To: "tandra.simonton@cookcountyil.gov" <tandra.simonton@cookcountyil.gov>
Subject: Response on accusations Abel and Ola are homophobic

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Thank you,

Rafer Weigel
Anchor/Reporter
Fox 32 Chicago

From: RISA LANIER (States Attorney)
Sent: Friday, March 01, 2019 1:20 PM
To: JOSEPH MAGATS (States Attorney)
Subject: Re: People v. Smollett

Joe,

Did you, by any chance, forward this to the attorney for Jussie Smollett? I don't have her contact information.

Thanks.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: JOSEPH MAGATS (States Attorney)
Sent: Thursday, February 28, 2019 1:49:47 PM
To: RISA LANIER (States Attorney)
Subject: FW: People v. Smollett

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Pat Milhizer (Chief Judge's Office)
Sent: Thursday, February 28, 2019 1:31 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney); jprior@hmlegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
Subject: People v. Smollett

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Witnesses are encouraged to seek assistance from the attorney from whom they received a subpoena to testify.

Please acknowledge receipt of this notification by sending an email to EMC@cookcountyil.gov.

Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

From: RISA LANIER (States Attorney)
Sent: Friday, March 01, 2019 1:21 PM
To: JOSEPH MAGATS (States Attorney)
Subject: Re: People v. Smollett

Never mind. I see that it was sent to the Chicago office that filed an appearance.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: RISA LANIER (States Attorney)
Sent: Friday, March 1, 2019 1:20:11 PM
To: JOSEPH MAGATS (States Attorney)
Subject: Re: People v. Smollett

Joe,

Did you, by any chance, forward this to the attorney for Jussie Smollett? I don't have her contact information.

Thanks.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
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From: JOSEPH MAGATS (States Attorney)
Sent: Thursday, February 28, 2019 1:49:47 PM
To: RISA LANIER (States Attorney)
Subject: FW: People v. Smollett

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

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Sent: Thursday, February 28, 2019 1:31 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney); jprior@hmlegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
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Witnesses are encouraged to seek assistance from the attorney from whom they received a subpoena to testify.

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Sincerely,

Stephen Brandt

Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
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EMC@cookcountyil.gov

To: KIERA ELLIS (States Attorney)[KIERA.ELLIS@cookcountyil.gov]; TANDRA SIMONTON (States Attorney)[tandra.simonton@cookcountyil.gov]
Cc: ROBERT FOLEY (States Attorney)[ROBERT.FOLEY@cookcountyil.gov]; APRIL PERRY (States Attorney)[APRIL.PERRY@cookcountyil.gov]
From: CHLOE RASMAS (States Attorney)
Sent: Fri 3/1/2019 3:04:54 PM
Subject: RE: smollett FOIAs

FYI – gonna also be working on these:

Barb Markoff//ABC7 due Thursday 3/7:

Under FOIA laws I am requesting all correspondence between Cook County State's Attorney Kim Foxx and Chief Ethics Officer April Perry regarding Ms. Foxx recusing herself from the Jussie Smollett case. These communications include but are not limited to, texts via both county issued cell phones and personal phones of both Ms. Foxx and Ms. Perry, e-mails via both county accounts and personal accounts, memos and any other documents or official forms in which recusal was discussed or implemented.

Andy Grimm//Sun Times due Monday, March 11:

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records:

- 1) Emails, memoranda or letters regarding State's Attorney Kim Foxx's decision to recuse herself from the prosecution/investigation of Jussie Smollett, including opinions of Ethics Officers or the Attorney General on the topic of Foxx's recusal;*
- 2) Emails, call records or text messages exchanged between SA Foxx and one or more relatives of Jussie Smollett, who anonymously identified in statements to the press as having communicated with Foxx "in late January" 2019 regarding the attack on Smollett*
- 3) Emails, call records or text messages between SA Foxx and Chicago Police officials regarding the attack on Smollett*
- 4) Emails, memos or letters charging Joseph Magats with supervision of the Smollett case*
- 5) Emails, memos or letters between Foxx or among Communications or External Affairs staff about the recusal decision*

From: KIERA ELLIS (States Attorney)
Sent: Monday, February 25, 2019 2:28 PM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Thanks for these, Chloe!



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:56 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Last one. Going out 2/27/ cob

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:23 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Another FYY. Going out COB the 28th

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:02 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Attached are responsive records to David Thomas's Chicago Daily Law Bulletin FOIA. Going out COB 2/27.

Thanks
-Chloe

From: CHLOE RASMAS (States Attorney)

Sent: Thursday, February 21, 2019 9:08 AM

To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>

Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the follo disorderly conduct for filing a false police report and a 2014 and 2018 or 2013 and 2017 if 2018 data is not yet a false police report and the number of people convicted f
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, between utilized by Cook County State's Attorney Kimb production crew, supervisors and or any other person (
Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the l notes, memos regarding the decision of Kim Foxx to rec We are requesting Under the Illinois Freedom of I documentation explaining what Kim Foxx's recusal wou which makes her the person in charge, we would like particular case. Will he still have to answer to Kim Foxx copy of any debate, discussion, notes regarding v

To: CHLOE RASMAS (States Attorney)[CHLOE.RASMAS@cookcountyil.gov]; KIERA ELLIS (States Attorney)[KIERA.ELLIS@cookcountyil.gov]; TANDRA SIMONTON (States Attorney)[tandra.simonton@cookcountyil.gov]
Cc: ROBERT FOLEY (States Attorney)[ROBERT.FOLEY@cookcountyil.gov]
From: APRIL PERRY (States Attorney)
Sent: Fri 3/1/2019 3:08:26 PM
Subject: RE: smollett FOIAs

There will be no responsive documents for ABC's request (other than that email you've already gotten and sent out).

From: CHLOE RASMAS (States Attorney)
Sent: Friday, March 01, 2019 3:05 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney); APRIL PERRY (States Attorney)
Subject: RE: smollett FOIAs

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Andy Grimm//Sun Times due Monday, March 11:

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records:

- 1) Emails, memoranda or letters regarding State's Attorney Kim Foxx's decision to recuse herself from the prosecution/investigation of Jussie Smollett, including opinions of Ethics Officers or the Attorney General on the topic of Foxx's recusal;*
- 2) Emails, call records or text messages exchanged between SA Foxx and one or more relatives of Jussie Smollett, who anonymously identified in statements to the press as having communicated with Foxx "in late January" 2019 regarding the attack on Smollett*
- 3) Emails, call records or text messages between SA Foxx and Chicago Police officials regarding the attack on Smollett*
- 4) Emails, memos or letters charging Joseph Magats with supervision of the Smollett case*
- 5) Emails, memos or letters between Foxx or among Communications or External Affairs staff about the recusal decision*

From: KIERA ELLIS (States Attorney)
Sent: Monday, February 25, 2019 2:28 PM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>

Subject: RE: smollett FOIAs

Thanks for these, Chloe!



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:56 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Last one. Going out 2/27/ cob

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:23 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Another FYY. Going out COB the 28th

From: CHLOE RASMAS (States Attorney)
Sent: Monday, February 25, 2019 1:02 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Attached are responsive records to David Thomas's Chicago Daily Law Bulletin FOIA. Going out COB 2/27.

Thanks
-Chloe

From: CHLOE RASMAS (States Attorney)
Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: smollett FOIAs

Sending along as an FYI. I'm going to be touching base with folks today to get a handle on what records exist.

Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following office has charged people for disorderly conduct for filing a false statement, which resulted in a conviction over the last five years (between 2014-2018) broken down year by year. If the number of people charged for disorderly conduct or of people convicted for disorderly conduct for filing a false police report.
David Thomas	Chicago Daily Law Bulletin	Any emails, correspondence or records between State's Attorney's Office and agencies regarding Jussie Smollett.
Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, letters, emails, logs for any phones or devices between utilized by Cook County employees included but not limited to cast members, management, and associated with the show "Empire." This request also includes any records from Fox Entertainment.
Lisa Vucsko	WFLD - Fox 32 Chicago	We would like to a copy of the Recusal process that the Cook County State's Attorney any and all documents, emails, notes, memos regarding the investigation off to First Assistant State's Attorney Joseph M. ... Act, 5 ILCS 140, any signed document from Kim Foxx regarding the recusal would consist of. For example, since she is the elected State's Attorney, her the person in charge, we would like a clear definition of what her duties are for this particular case. Will he still have to answer to Kim Foxx at the State's Attorney office. We also would like a copy of any debate, discussion, or decision from the State's Attorney from sur...

From: White, Deidra R <DRWhite@cbs.com>
Sent: Monday, March 04, 2019 9:40 AM
To: TANDRA SIMONTON (States Attorney)
Subject: CBS 2/ R. Kelly & Smollett

Good Morning Tandra –

Busy times. Can you confirm for me the next court dates for R. Kelly (3/8 & 3/22?) and Jussie Smollett (3/14?).

Thank you
Deidra



Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: tandra.simonton@cookcountyil.gov
Sent: Monday, March 04, 2019 9:50 AM
To: White, Deidra R
Subject: Re: CBS 2/ R. Kelly & Smollett

GM. Yes Smollet is 3/14 & Kelly 3/22.

FYI in the office is closed today in observance of Pulaski Day.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 4, 2019, at 9:39 AM, White, Deidra R <DRWhite@cbs.com> wrote:

Good Morning Tandra –

Busy times. Can you confirm for me the next court dates for R. Kelly (3/8 & 3/22?) and Jussie Smollett (3/14?).

Thank you
Deidra

<image003.jpg>
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: Pat Milhizer (Chief Judge's Office)
Sent: Wednesday, March 06, 2019 2:01 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney);
jprior@hmelegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson
(Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON
(States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's
Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
Subject: EMC hearing scheduled for March 12
Attachments: People v. Smollett order on EMC hearing.pdf

Please see the attached order regarding a hearing on Extended Media Coverage that is scheduled for March 12, 2019 at 11:30 a.m.

Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,

v.

Jesse SMOLLETT

Defendant.

Case No.

19110327101

Judge Presiding

ORDER SETTING HEARING
ON REQUEST FOR EXTENDED MEDIA COVERAGE

PLEASE BE ADVISED that on FEB. 27, 2019, a Request for Extended Media Coverage was filed in the above-entitled cause for the proceeding set for MAR. 14, 2019. The request seeks to record and broadcast the proceedings using television cameras and/or still photography cameras.

IT IS HEREBY ORDERED:

1. A hearing on the Request for Extended Media Coverage will be held on MAR. 12, 2019 at 1130 p.m./a.m. before this Court in Courtroom 101 of the George N. Leighton Criminal Court Building, 2650 S. California Avenue, Chicago, Illinois.
2. Any interested party or witness who objects to the request must file a written objection using the form attached to this Order in the Office of the Clerk of the Circuit Court of Cook County – Criminal Division, 2650 S. California Avenue, Room 526, Chicago, Illinois 60608 no later than 4:30 p.m. on MAR. 11, 2019.
3. All Attorneys of Record shall serve a copy of this Order and attached Objection Form to each witness they intend to call at trial or at future proceedings in this cause.

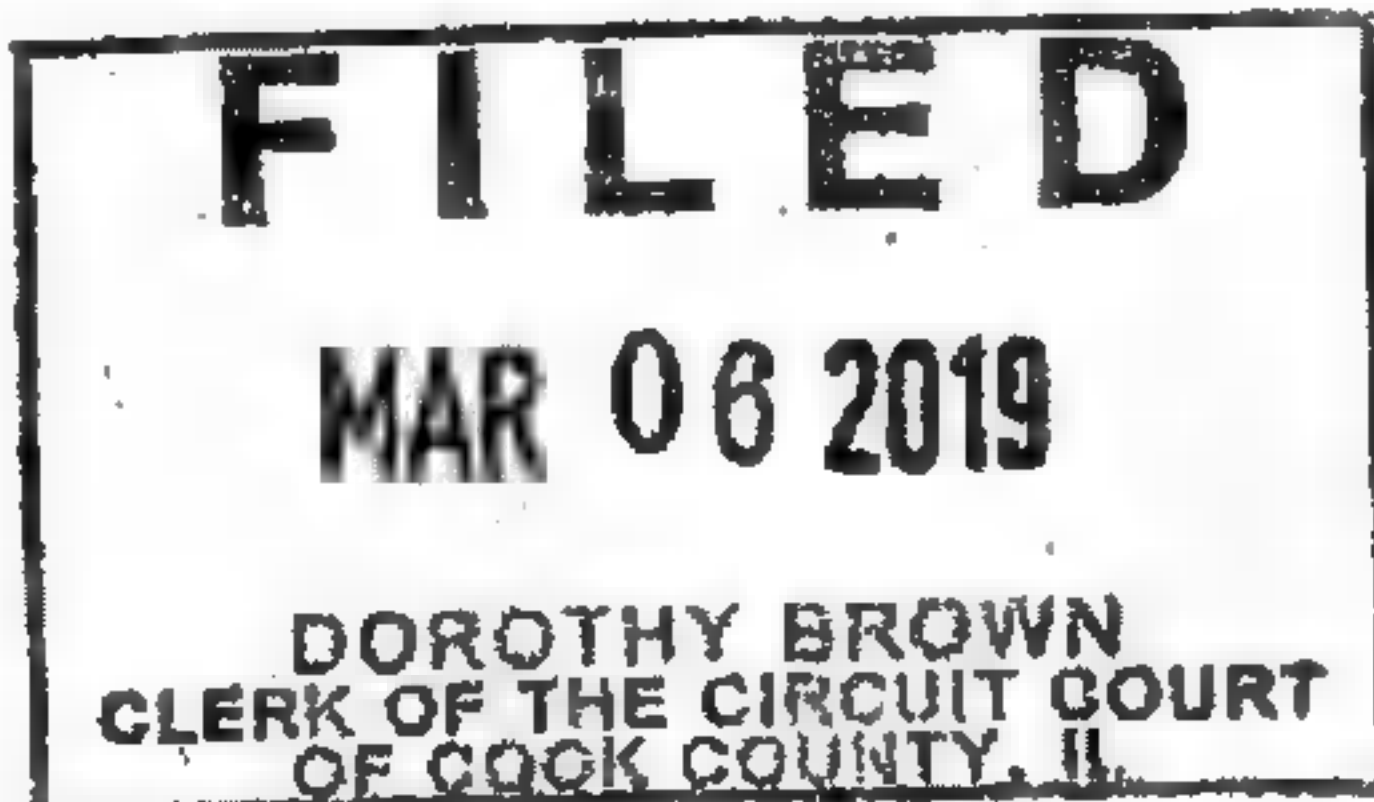
Dated:

MARCH 6, 2019

ENTERED:

John F. Tyner, Jr.

Circuit Court of Cook County
Criminal Division



From: JOSEPH MAGATS (States Attorney)
Sent: Wednesday, March 06, 2019 2:02 PM
To: RISA LANIER (States Attorney)
Subject: FW: EMC hearing scheduled for March 12
Attachments: People v. Smollett order on EMC hearing.pdf

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Pat Milhizer (Chief Judge's Office)
Sent: Wednesday, March 6, 2019 2:01 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney); jprior@hmelegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
Subject: EMC hearing scheduled for March 12

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Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
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EMC@cookcountyil.gov

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CRIMINAL DIVISION

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Defendant.

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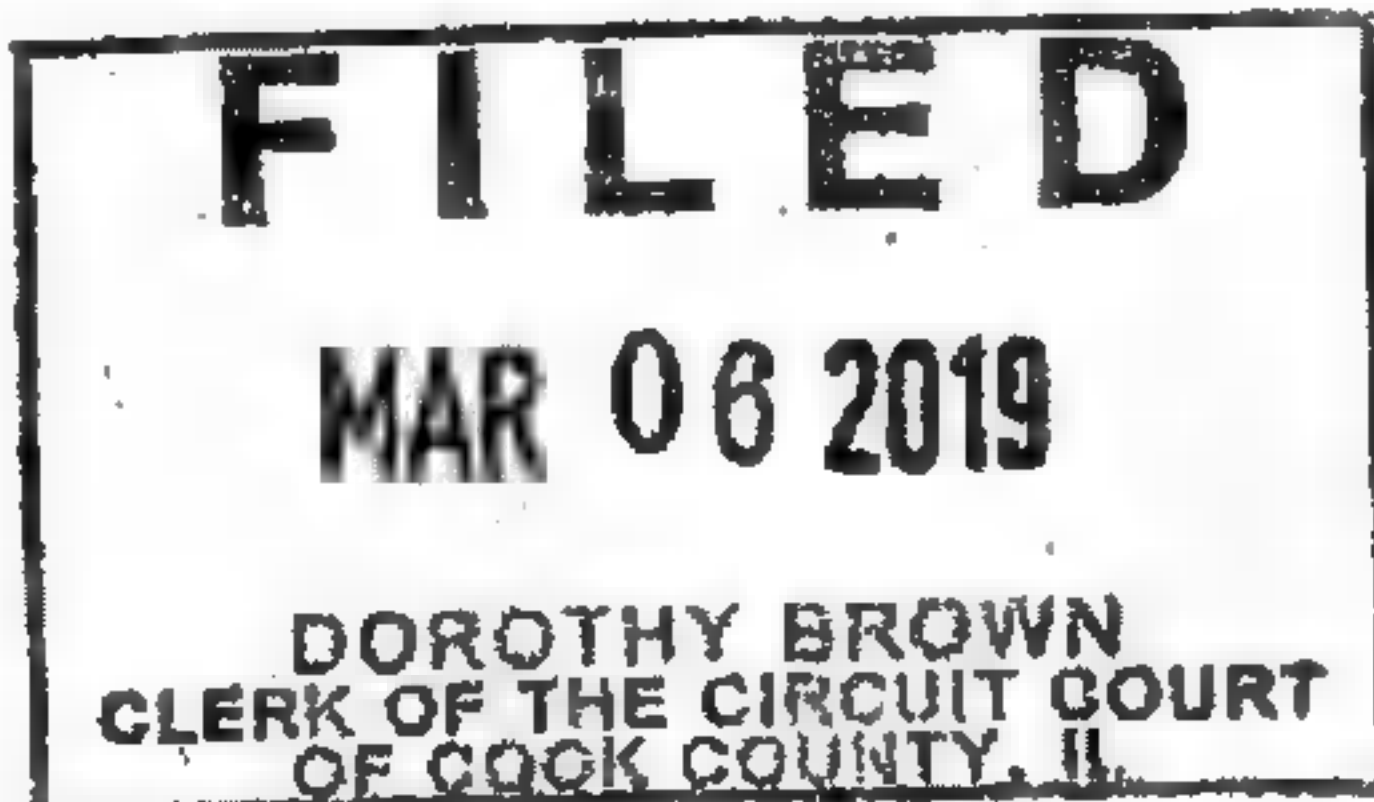
Dated:

MARCH 6, 2019

ENTERED:

John F. Tyner, Jr.

Circuit Court of Cook County
Criminal Division



Subject: extended media coverage hearing: Smollett case
Location: room 101

Start: Tue 3/12/2019 11:30 AM
End: Tue 3/12/2019 12:00 PM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: RISA LANIER (States Attorney)

From: ELIZABETH BALLARD (States Attorney)
Sent: Wednesday, March 06, 2019 2:21 PM
To: RISA LANIER (States Attorney)
Subject: FW: EMC hearing scheduled for March 12
Attachments: People v. Smollett order on EMC hearing.pdf

Elizabeth Ballard

Administrative Assistant to,
Risa Lanier, Chief
Diann Sheridan, Deputy Chief
Criminal Prosecutions Bureau
Cook County State's Attorney's Office
773-674-2720 Office
773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

From: Pat Milhizer (Chief Judge's Office)
Sent: Wednesday, March 06, 2019 2:01 PM
To: ELIZABETH BALLARD (States Attorney); JOSEPH MAGATS (States Attorney); jprior@hmelegal.com
Cc: John Lyke (Judiciary); John Kirby (Judiciary); Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); Margaret Power (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Barnicle, Kelly
Subject: EMC hearing scheduled for March 12

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Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
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PEOPLE OF THE STATE OF ILLINOIS,

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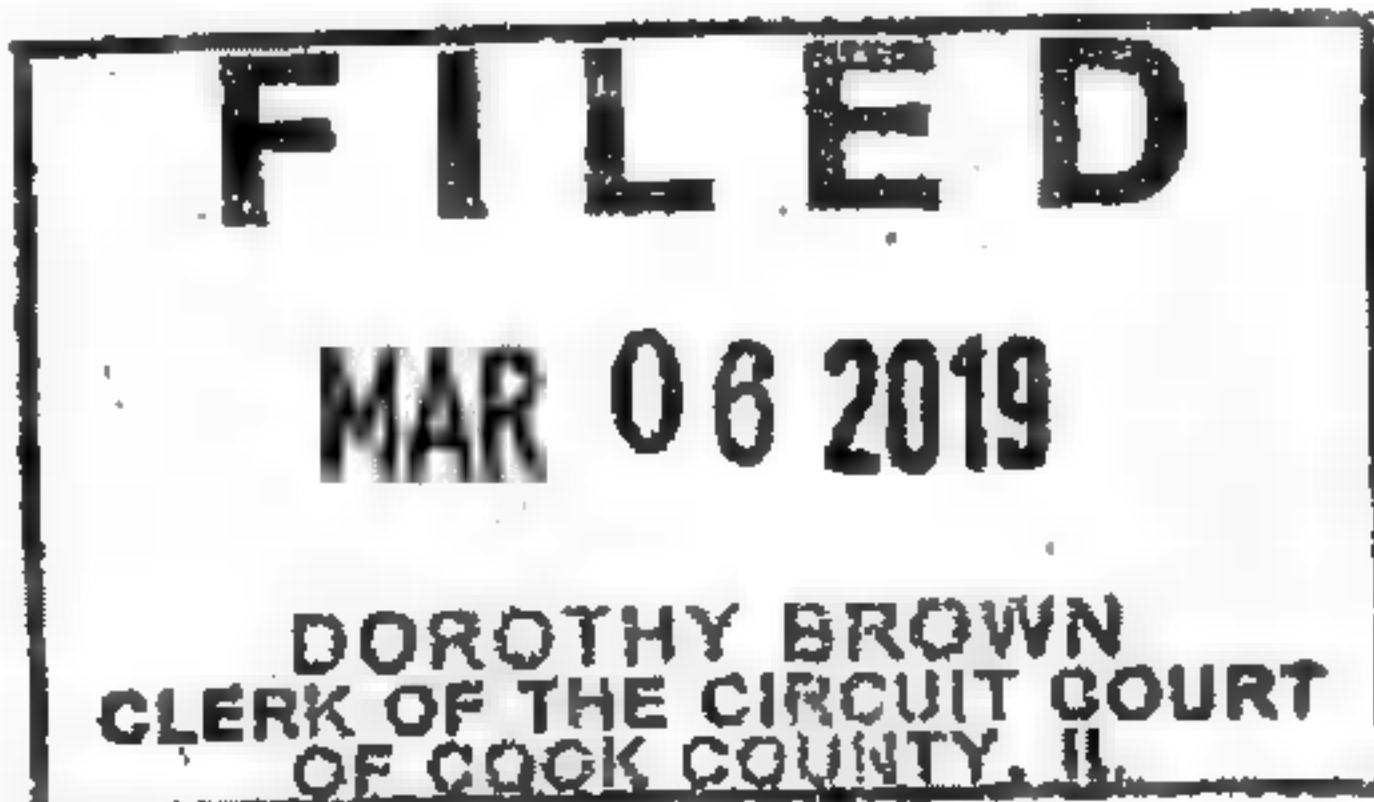
Dated:

MARCH 6, 2019

ENTERED:

John F. Tyner, Jr.

Circuit Court of Cook County
Criminal Division



To: CHLOE RASMAS (States Attorney)[CHLOE.RASMAS@cookcountyil.gov]
From: APRIL PERRY (States Attorney)
Sent: Wed 3/6/2019 3:06:32 PM
Subject: RE: smollett FOIAs

I'm free until 4.

From: CHLOE RASMAS (States Attorney)
Sent: Wednesday, March 06, 2019 1:40 PM
To: APRIL PERRY (States Attorney)
Subject: RE: smollett FOIAs

Can I pop by for a sec when you're free?

From: APRIL PERRY (States Attorney)
Sent: Friday, March 1, 2019 3:08 PM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyil.gov>; KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: RE: smollett FOIAs

There will be no responsive documents for ABC's request (other than that email you've already gotten and sent out).

From: CHLOE RASMAS (States Attorney)
Sent: Friday, March 01, 2019 3:05 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney); APRIL PERRY (States Attorney)
Subject: RE: smollett FOIAs

FYI – gonna also be working on these:

Barb Markoff//ABC7 due Thursday 3/7:

Under FOIA laws I am requesting all correspondence between Cook County State's Attorney Kim Foxx and Chief Ethics Officer April Perry regarding Ms. Foxx recusing herself from the Jussie Smollett case. These communications include but are not limited to, texts via both county issued cell phones and personal phones of both Ms. Foxx and Ms. Perry, e-mails via both county accounts and personal accounts, memos and any other documents or official forms in which recusal was discussed or implemented.

Andy Grimm//Sun Times due Monday, March 11:

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records:

1) Emails, memoranda or letters regarding State's Attorney Kim Foxx's decision to recuse herself from the prosecution/investigation of Jussie Smollett, including opinions of Ethics

*Officers or the Attorney General on the topic of Foxx's recusal;
2) Emails, call records or text messages exchanged between SA Foxx and one or more relatives of Jussie Smollett, who anonymously identified in statements to the press as having communicated with Foxx "in late January" 2019 regarding the attack on Smollett
3) Emails, call records or text messages between SA Foxx and Chicago Police officials regarding the attack on Smollett
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Subject: RE: smollett FOIAs

Thanks for these, Chloe!



Kiera S. Ellis
Director of External Affairs
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Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: RE: smollett FOIAs

Attached are responsive records to David Thomas's Chicago Daily Law Bulletin FOIA. Going out COB 2/27.

Thanks
-Chloe

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Sent: Thursday, February 21, 2019 9:08 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>; APRIL PERRY (States Attorney) <APRIL.PERRY@cookcountyil.gov>
Subject: smollett FOIAs

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Ashley Mizuo	Chicago Daily Law Bulletin	I request that a copy of documents containing the following office has charged people for disorderly conduct for filing a fa resulted in a conviction over the last five years (between 2 broken down year by year. If the number of people charged f of people convicted for disorderly conduct for filing a false p
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Christine Tressel	WLS-TV	a copy of all correspondence included but not limited to, lette logs for any phones or devices between utilized by Cook C employees included but not limited to cast members, ma associated with the show "Empire." This request also includ Fox En

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-------------	--------------------------	--

From: Rousseau, Caryn <crousseau@ap.org>
Sent: Thursday, March 07, 2019 9:39 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing time March 14

Hi Tandra –

Do you have a time for Jussie Smollett's hearing next Thursday March 14?

Thank you,
Caryn

Caryn Rousseau
The Associated Press
crousseau@ap.org
312-920-3623
Twitter: @carynrousseau
440 S. LaSalle St. #1000
Chicago, IL 60605

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 07, 2019 10:18 AM
To: Rousseau, Caryn
Subject: Re: Smollett hearing time March 14

Hi Caryn
11:30a, room 101

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Rousseau, Caryn <crousseau@ap.org>
Sent: Thursday, March 7, 2019 9:39 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing time March 14

Hi Tandra –

Do you have a time for Jussie Smollett's hearing next Thursday March 14?

Thank you,
Caryn

Caryn Rousseau
The Associated Press
crousseau@ap.org
312-920-3623
Twitter: @carynrousseau
440 S. LaSalle St. #1000
Chicago, IL 60605

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From: Donelson, Diona <ddonelson@tribunemedia.com>
Sent: Thursday, March 07, 2019 5:17 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: Jussie Smollett

Hello,

Looking to confirm that Jussie Smollett has a court date set for tomorrow here in Chicago?

Thanks,

WGN-TV
773-883-3203

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 07, 2019 5:30 PM
To: Donelson, Diona
Cc: sao media (States Attorney)
Subject: Re: Jussie Smollett

No- the next date is 3/14, 11:30a, 26th & Cal room 101.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 7, 2019, at 5:17 PM, Donelson, Diona <ddonelson@tribunemedia.com> wrote:

Hello,

Looking to confirm that Jussie Smollett has a court date set for tomorrow here in Chicago?

Thanks,

WGN-TV
773-883-3203

From: Donelson, Diona <ddonelson@tribunemedia.com>
Sent: Thursday, March 07, 2019 5:40 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Jussie Smollett

Thanks Tandra!

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 7, 2019 5:30 PM
To: Donelson, Diona <ddonelson@tribunemedia.com>
Cc: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: [EXT] Re: Jussie Smollett

EXTERNAL EMAIL

No- the next date is 3/14, 11:30a, 26th & Cal room 101.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
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Thanks,

WGN-TV
773-883-3203

From: Maria Elena Fernandez <me.fernandez@vulture.com>
Sent: Friday, March 08, 2019 10:04 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Fwd: Inquiry about R Kelly and Jussie Smollett cases

Hi there! I'm sorry to bug you with this. As you can see below, I've been trying to get some basic info on these 2 cases for the past couple of days. I don't know if this is something you can help with, but I thought'd try. Just looking to see if there are court appearances scheduled and the details of the times and places. I've looked for this info online but don't find it. If you can point me in the direction of that online, I'll never bother you again with these matters. Sorry!

Begin forwarded message:

From: Maria Elena Fernandez <me.fernandez@vulture.com>
Subject: Re: Inquiry about R Kelly and Jussie Smollett cases
Date: March 7, 2019 at 1:37:54 PM PST
To: mediarequest@cookcountycourt.com

Hello,
I'm still waiting on this information. I called again today and the gentleman who responded said he'd call me back in 20 minutes but I never heard anything. One of these hearings is supposed to be tomorrow so I'd really appreciate any information you can provide about the time and place if it's still happening. The other one is next week. Thanks!

On Mar 6, 2019, at 1:59 PM, Maria Elena Fernandez <me.fernandez@vulture.com> wrote:

Hi,
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Thank you!

Maria Elena

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Phone: 310.951.2355
Twitter: @writerchica

From: CHLOE RASMAS (States Attorney)
Sent: Friday, March 08, 2019 12:21 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: the final package
Attachments: 3.11.19GRIMM.docx; responsive.pdf

Am around if you have any questions/concerns.



OFFICE OF THE STATE'S ATTORNEY
COOK COUNTY, ILLINOIS

KIMBERLY M. FOXX
STATE'S ATTORNEY

CHLOE K. RASMAS
WASHINGTON
FOIA OFFICER
ILLINOIS 60602

69 W
CHICAGO,

WRITER'S E-MAIL ADDRESS:
DIRECT LINE:
CHLOE.RASMAS@COOKCOUNTYIL.GOV

WRITER'S
(312) 603-2296

March 11, 2019

VIA EMAIL

Andrew Grimm
agrimm@suntimes.com

Re: FOIA Request dated 3/1/19

Dear Mr. Grimm:

I am responding to the request for documents under the Illinois Freedom of Information Act ("FOIA") statute that was received by the Cook County State's Attorney's Office (the "SAO") on March 1, 2019 via e-mail.

You have asked for:

- 1) *Emails, memoranda or letters regarding State's Attorney Kim Foxx's decision to recuse herself from the prosecution/investigation of Jussie Smollett, including opinions of Ethics Officers or the Attorney General on the topic of Foxx's recusal;*
- 2) *Emails, call records or text messages exchanged between SA Foxx and one or more relatives of Jussie Smollett, who anonymously identified in statements to the press as having communicated with Foxx "in late January" 2019 regarding the attack on Smollett*
- 3) *Emails, call records or text messages between SA Foxx and Chicago Police officials regarding the attack on Smollett*
- 4) *Emails, memos or letters charging Joseph Magats with supervision of the Smollett case*
- 5) *Emails, memos or letters between Foxx or among Communications or External Affairs staff about the recusal decision*

To be clear: This request should include emails, calls and text messages on non-county issued phones or devices, involving the requested topics and persons.

Records the SAO possesses responsive to parts two and four of your request are attached. Please

note the SAO possess no “*call records*”, or any other documents responsive to parts one, three, or five of your request.

Please be advised a personal phone number was redacted pursuant to Section 7(1)(b) of FOIA. 5 ILCS 140/7(1)(b) exempts from disclosure, “private information.” Private information is defined in Section 2(c-5) as, “...unique identifiers, including a person’s social security number, driver’s license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal emails addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.” 5 ILCS 140/2(c-5). Therefore, personal phone numbers are exempt pursuant to Section 7(1)(b) and were properly redacted.

The SAO has also redacted the name and identifiers of Smollett’s relative pursuant to Section 7(1)(c), on the basis that an invasion of privacy brought by release of the information, which may lead to undue embarrassment, harassment, or unwanted public attention upon purely private individuals, outweighs any legitimate public interest in obtaining the information.

You have a right to appeal this decision to Sarah Pratt, Public Access Counselor, Office of the Illinois Attorney General, 500 S. 2nd Street, Springfield, Illinois 62706, (phone number 1-877-299-FOIA) or to seek judicial review under Section 11 of FOIA, 5 ILCS 140/11 (2017).
Sincerely,

s/Chloe K. Rasmus

Chloe K. Rasmus
FOIA Officer/Policy Analyst
69 W Washington
Chicago, Illinois 60602
(312) 603-2296

 Call

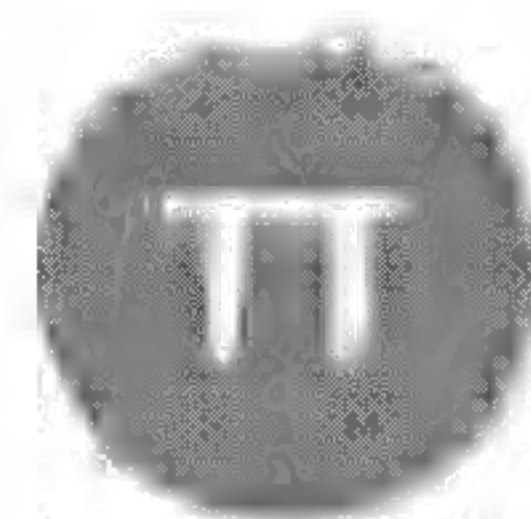
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

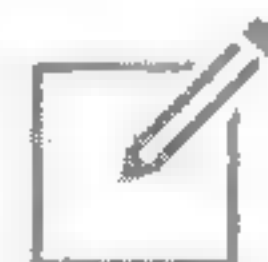
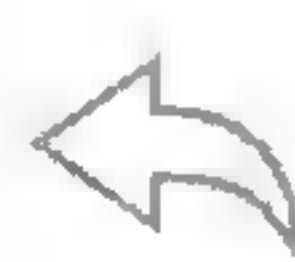
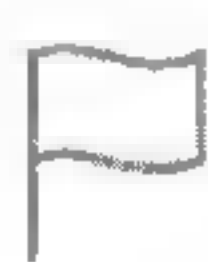
**Call**

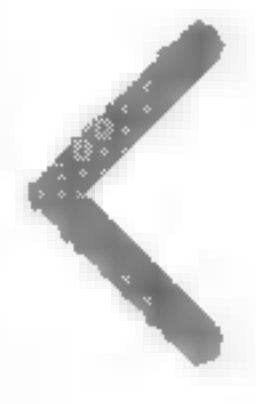
February 1, 2019 at 4:54 AM

 Found in Gmail Inbox

Hi Kim - I sent an email to your work address I think as well. I wanted to give you a call on behalf of Jussie Smollett and family who I know. They have concerns about the investigation. I am on an 8 am flight to nyc but please call me before then. I land about. 1015 Chicago time. My cell is [REDACTED] Many thanks!

Sent from my iPhone





iMessage
Fri, Feb 1, 11:13 AM

Hello Kim. This is

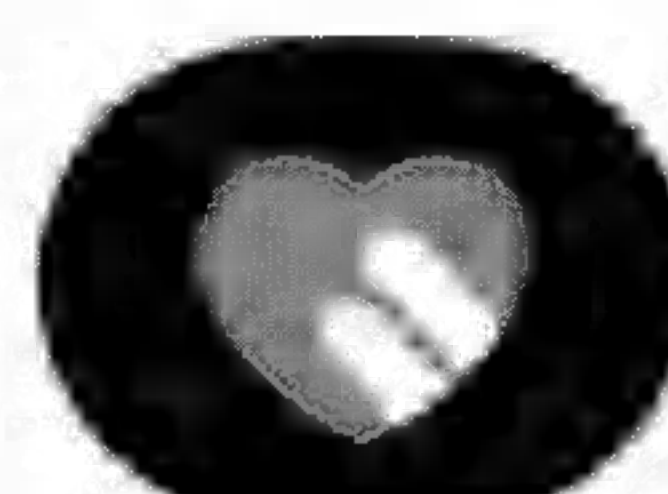
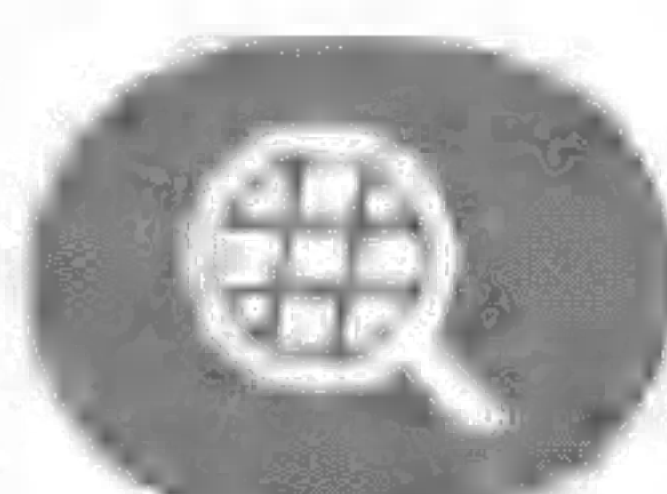
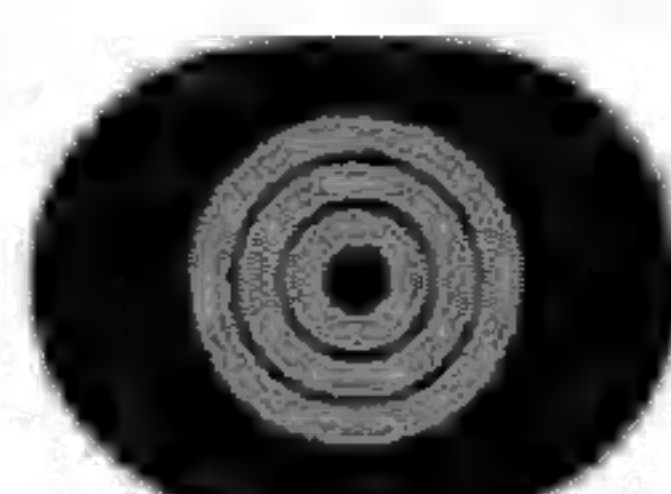
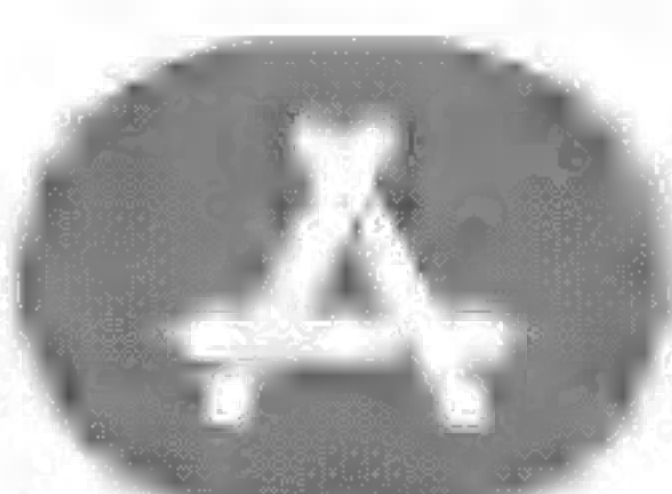
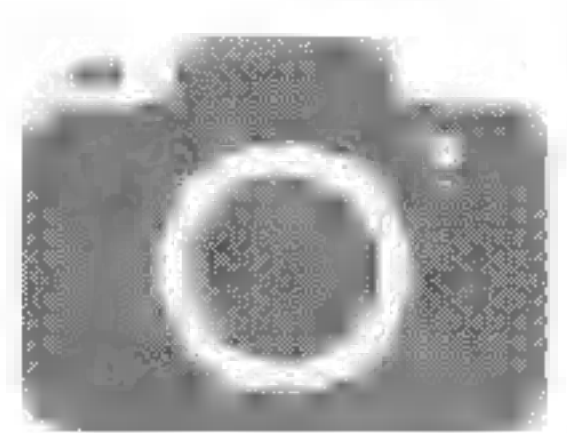
Are you available to chat? Tina Tchen gave me your number

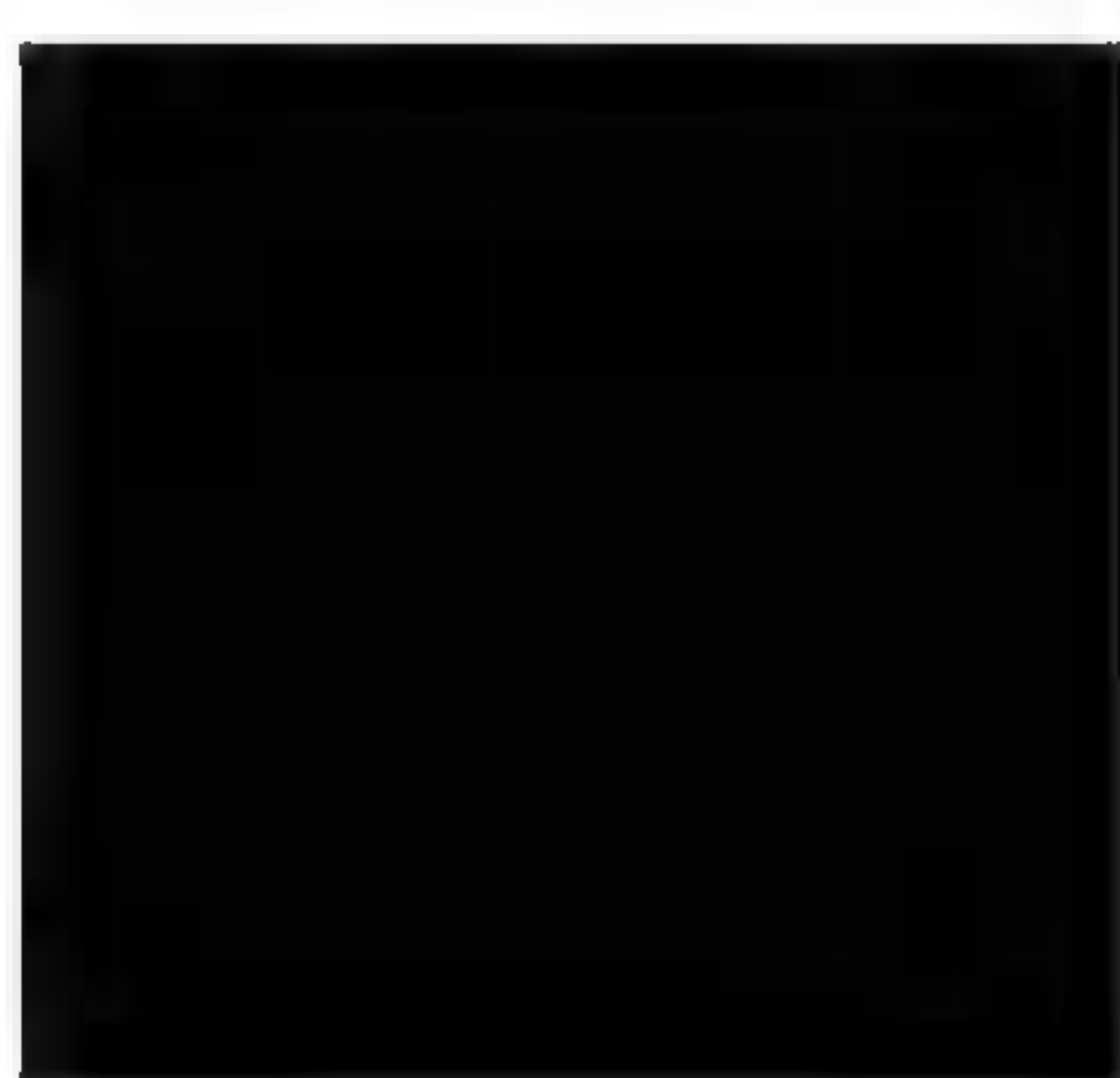
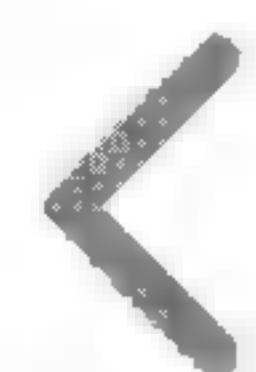
Hi Are you available in 5 mins? I'm at a conference in DC and will step out. P

Yes i am

Fri, Feb 1, 6:47 PM

Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

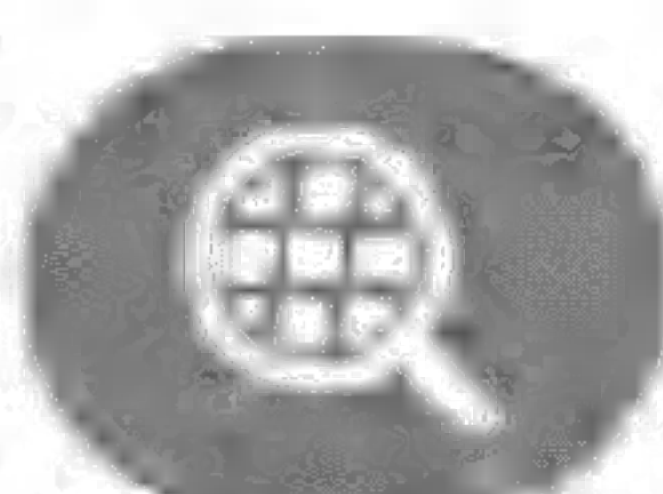
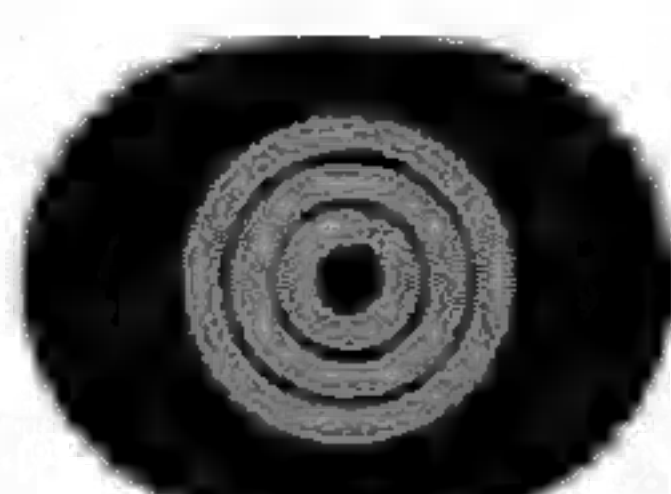
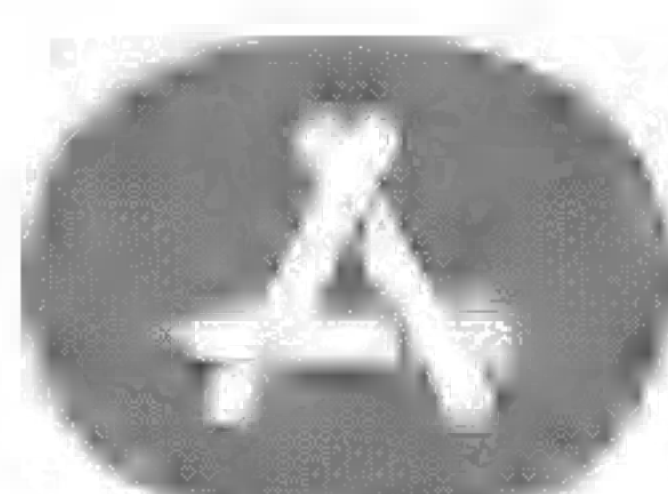
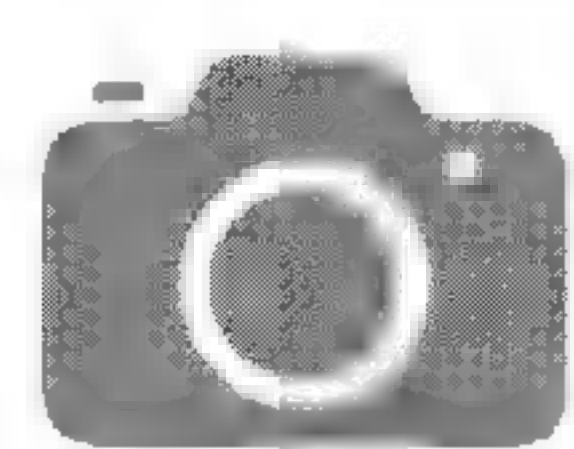
Mon, Feb 4, 11:52 AM

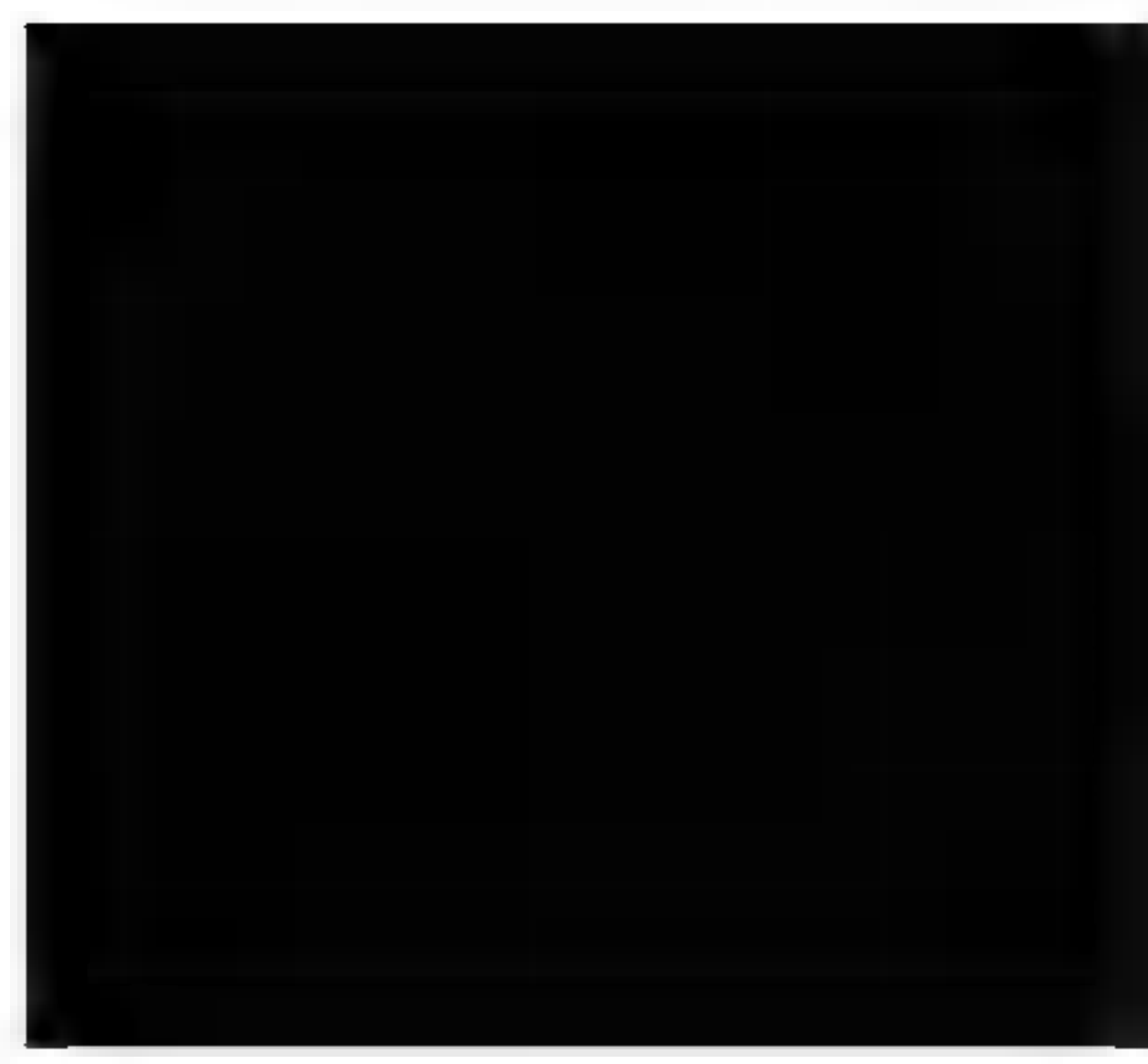
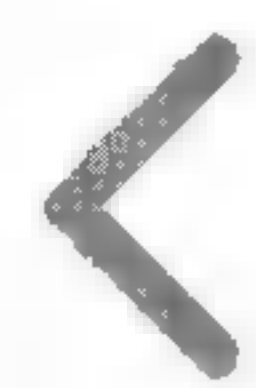
Hey! Hope all is well. I wanted to check in with you about what's happening here when you have a moment.

Ok. Are you available to chat now?

Yes

Ok calling you now





Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

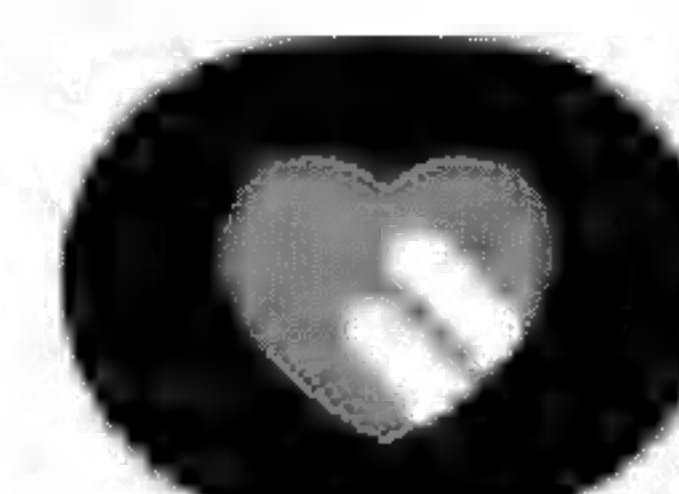
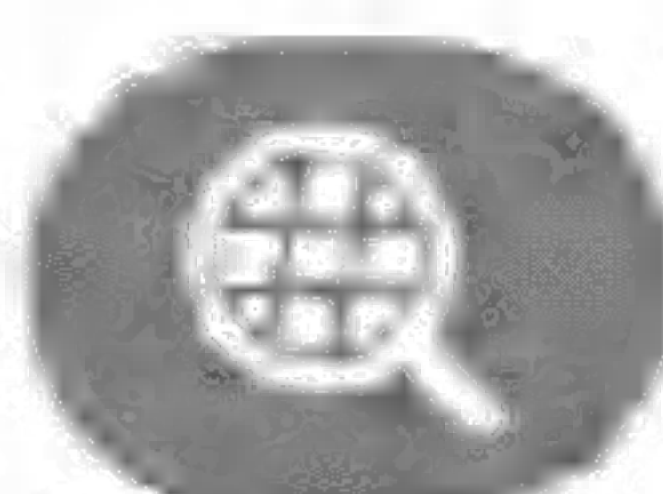
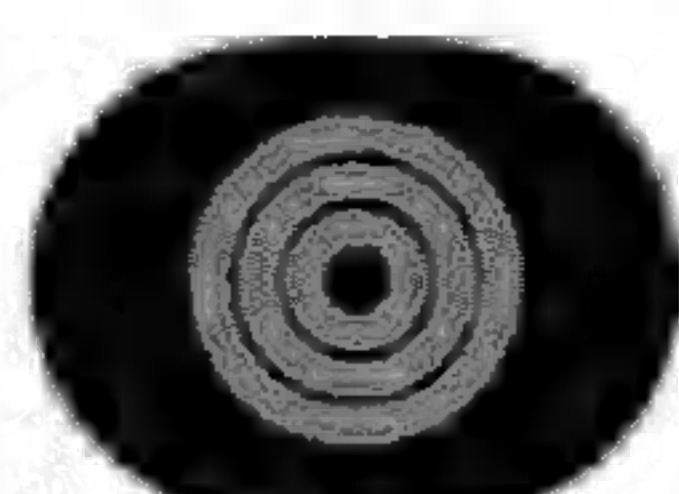
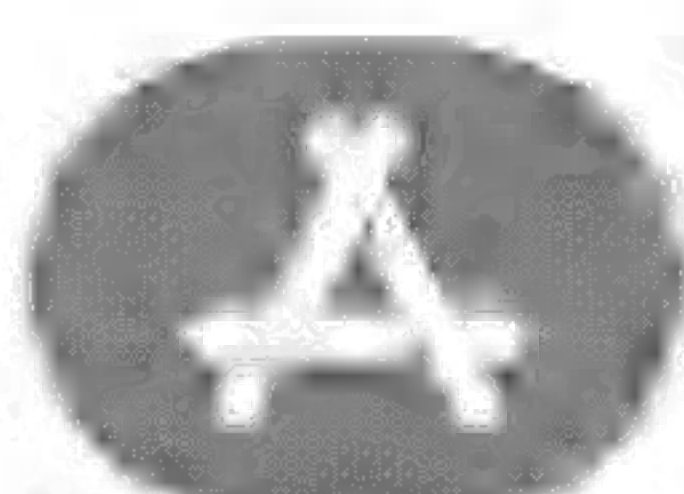
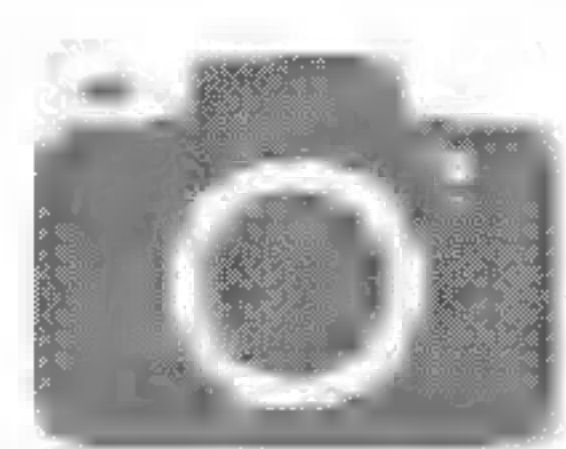
Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM





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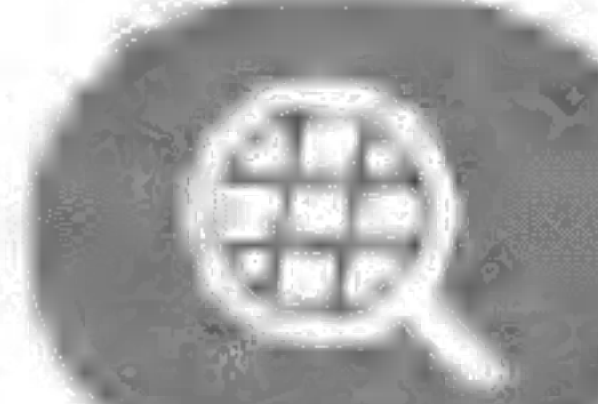
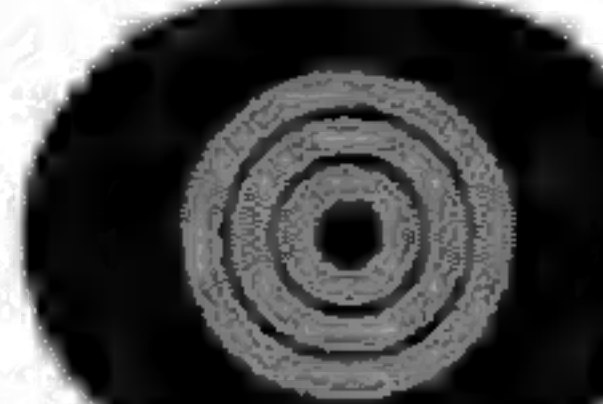
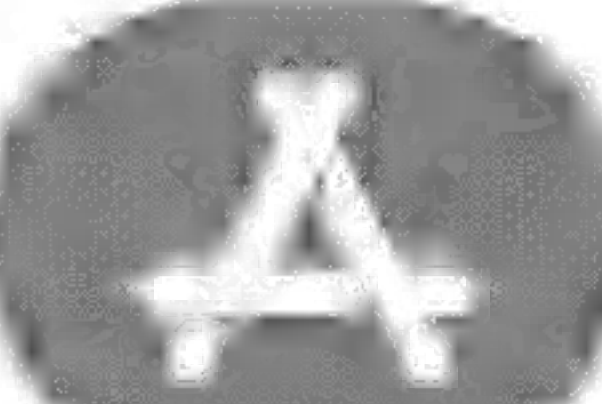
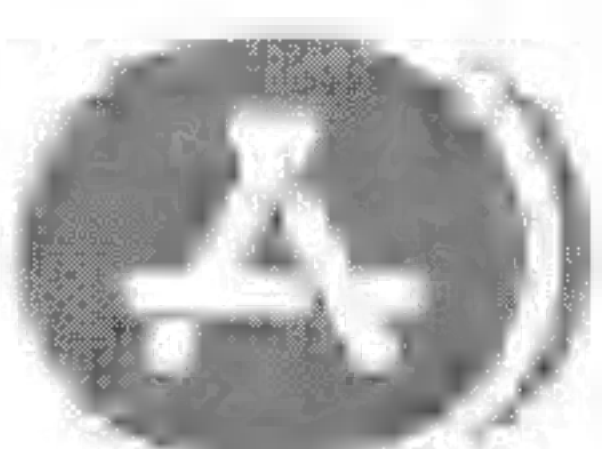
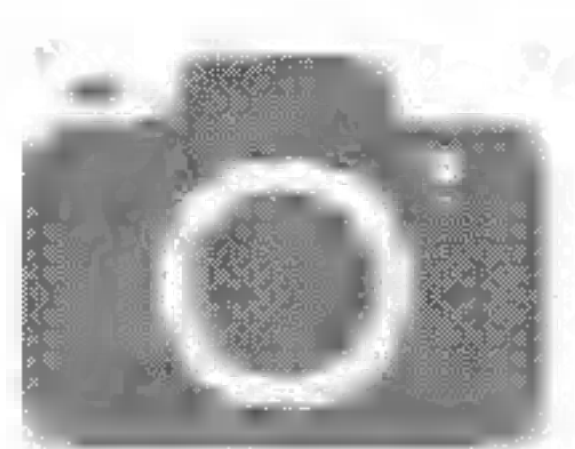
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, March 08, 2019 12:24 PM
To: Maria Elena Fernandez
Subject: Re: Inquiry about R Kelly and Jussie Smollett cases

Smollett - 3/14, 11:30a, 26th & Cal, room 101
Kelly - 3/22, 9:30a, 26th & Cal, room 504

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Maria Elena Fernandez <me.fernandez@vulture.com>
Sent: Friday, March 8, 2019 10:04 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Fwd: Inquiry about R Kelly and Jussie Smollett cases

Hi there! I'm sorry to bug you with this. As you can see below, I've been trying to get some basic info on these 2 cases for the past couple of days. I don't know if this is something you can help with, but I thought'd try. Just looking to see if there are court appearances scheduled and the details of the times and places. I've looked for this info online but don't find it. If you can point me in the direction of that online, I'll never bother you again with these matters. Sorry!

Begin forwarded message:

From: Maria Elena Fernandez <me.fernandez@vulture.com>
Subject: Re: Inquiry about R Kelly and Jussie Smollett cases
Date: March 7, 2019 at 1:37:54 PM PST
To: mediarequest@cookcountycourt.com

Hello,

I'm still waiting on this information. I called again today and the gentleman who responded said he'd call me back in 20 minutes but I never heard anything. One of these hearings is supposed to be tomorrow so I'd really appreciate any information you can provide about the time and place if it's still happening. The other one is next week. Thanks!

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Sent: Friday, March 08, 2019 12:25 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Inquiry about R Kelly and Jussie Smollett cases

THANK YOU VERY MUCH!

Have a great weekend!

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<tandra.simonton@cookcountyil.gov> wrote:

Smollett - 3/14, 11:30a, 26th & Cal, room 101
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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Maria Elena Fernandez
Senior Editor/TV Reporter
New York magazine & Vulture
Los Angeles, CA
Email: Me.Fernandez@Vulture.com
Phone: 310.951.2355
Twitter: @writerchica

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Friday, March 08, 2019 1:19 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Broad, Dennis (*IC)
Subject: TMZ // Jussie Smollett Arrest Report Clarification

Hi Tandra,

How are you? Happy Friday!

I'm reaching out because I have a question about Jussie Smollett's arrest report and Chicago Police News Affairs instructed me to direct all questions about his case and prior investigation to the Cook County State's Attorney's Office.

Smollett's arrest report mentions that, after being arrested, Smollett was placed in a single cell and put "under close observation."

Why was Smollett placed under close observation? Was there concern that he might harm himself? Clarification will help ensure accurate reporting on this matter.

Thank you so much for your help.

All the best,

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Friday, March 08, 2019 3:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: URGENT NBC REQUESTS - INDICTMENT AGAINST SMOLLETT?

Can you confirm that a grand jury has returned a 16-count indictment against Jussie Smollett?

Can you forward to us?

Ash-har Quraishi | Reporter
NBC5 Chicago

454 N. Columbus Drive
Chicago, IL 60611
Office: 312-836-3010
Cell: 312-802-6999

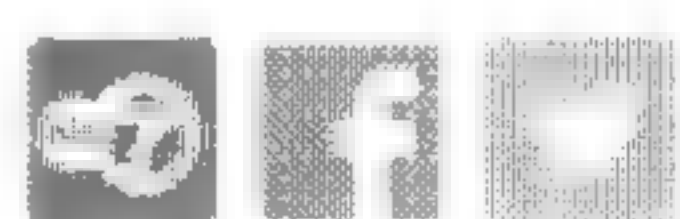
 @ashhar_quraishi



From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Friday, March 08, 2019 3:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: grand jury felony counts against jussie smollett? please advise



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601

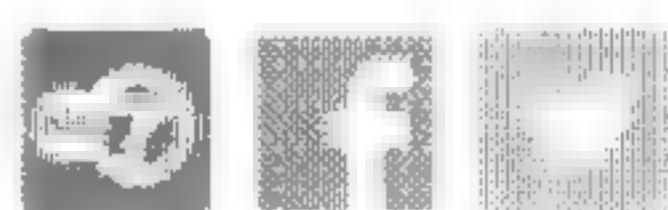


From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Friday, March 08, 2019 3:21 PM
To: ROBERT FOLEY (States Attorney)
Subject: anything you can help me with

Grand jury returns 16 felony counts against Smollett???



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: Amy Matheson <Amy.Matheson@FOXTV.COM>
Sent: Friday, March 08, 2019 3:24 PM
To: TANDRA SIMONTON (States Attorney)
Cc: WFLD Assignment Desk
Subject: Fox 32 looking for confirmation

<https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>

Exclusive: Grand jury returns 16 felony counts against Jussie Smollett

Embattled TV star Jussie Smollett's legal problems have just become significantly more serious as a Cook County grand jury has returned a 16-count true bill of charges against him in connection with his alleged falsification of a hate crime in Streeterville in late January.

Smollett was charged with a single count of felony disorderly conduct-false report last month based on allegations brought by the Cook County State's Attorney's Office.

But, CWBChicago has learned that a grand jury has now returned a total of 16 felony counts of disorderly conduct-false report against the former star of *Empire* on Fox.

The grand jury's true bill states that Smollett lied about the attack to two separate police officers--the beat cop who took his initial report and a detective who conducted a follow-up interview the same day.

In one set of charges, the grand jury found that Smollett filed a false police report around 2 a.m. on Jan. 29th in which he told an officer that he was attacked near 341 East Lower North Water Street by two unknown men who were dressed in black and one of whom wore a ski mask. The jury further found that Smollett told the original officer that the attackers called him racial and homophobic slurs and struck him in the face with their hands. The police report connected to these charges also indicate that Smollett claimed that a noose had been placed around his neck and a "chemical" had been poured on him.

The second set of charges returned by the grand jury involves Smollett's alleged false reporting of the incident to a police detective later the same day. Additional details that Smollett apparently included in the second interview include: the men approached him

from behind, Smollett fought back, and all three men fell to the ground where Smollett said he was kicked in the back and felt someone pulling on his neck. During this interview, Smollett also told the officer that one offender was a white male wearing a black mask with an open area around the eyes that exposed the attacker's skin, the grand jury found.

While announcing the initial charge against Smollett last month, Chicago Police Superintendent Eddie Johnson said his department believed that Smollett was also responsible for mailing a threat letter to himself that set the stage for the purported hate crime. Nonetheless, no charges were brought against Smollett in connection with the letter by the grand jury.

The new charges against Smollett each carry a potential sentence of probation to four years if convicted. Realistically, though, Smollett is unlikely to be convicted on more than a fraction of the charges. Most Cook County criminal cases are resolved through plea bargains in which a defendant pleads guilty to one and, rarely, two counts of an indictment in return for a favorable sentence. Only by going to trial do most defendants run the real risk of being convicted of more than one or two counts.

National news outlets have been reporting since Smollett's arrest that he had already been "indicted" by a grand jury. As CWBChicago has repeatedly reported, those outlets were incorrect. Shortly before Smollett's arrest, a grand jury was convened in a so-called "John Doe case," a legal maneuver that is designed to lock in the testimony of key witnesses under oath to minimize the risk of that testimony changing later and to preserve the testimony should a witness go missing.

Smollett's attorneys are due back in court next week.

Amy Matheson

Assignment Editor/Field Producer

FOX 32 News

312-565-5533 work

925-353-0887 cell

amy.matheson@foxtv.com

wfldassignmentdesk@foxtv.com

From: Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com>
Sent: Friday, March 08, 2019 3:28 PM
To: sao media (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: Streff, Stephanie (NBCUniversal, WMAQ); Comerford, Nadine (NBCUniversal)
Subject: NBC Network News Inquiry

Good Afternoon,

Can you please confirm the below report that a grand jury has returned 16 felony counts against Jussie Smollett? Any further details you can provide would be most appreciated.

Thank you!

Melanie

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589



From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Friday, March 08, 2019 3:30 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: Smollett indictment?

Hi Tandra,

Has the grand jury indicted Jussie Smollett? If so, is a copy of true bill something you can send my way?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Matthew Masterson <mmasterson@wttw.com>
Sent: Friday, March 08, 2019 3:30 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Smollett charged

Hello Robert,

Has your office approved additional charges against Jussie Smollett? I understand a grand jury may have returned a true bill of indictment.

Best,
Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
[wttw](#)
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:48 PM
To: mhernandez@amilink.com; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com; CoanE@cbsnews.com; Matthew Masterson <mmasterson@wttw.com>
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Unger, Samuel <sunger@wgntv.com>
Sent: Friday, March 08, 2019 3:34 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Hi Tandra

Can you confirm a 16-count indictment returned against Jussie Smollett today?
Thank you,
Sam
WGN-TV

From: Babwin, Don <dbabwin@ap.org>
Sent: Friday, March 08, 2019 3:47 PM
To: TANDRA SIMONTON (States Attorney)
Subject: smollett

Tandra, can you confirm this?

¶ CHICAGO (CBS) — Jussie Smollett is now facing deeper legal troubles after a grand jury returned 16 federal counts of disorderly conduct against the actor for allegedly staging a hate crime attack in January.

The grand jury returned the indictment on Thursday and accuses Smollett of falsifying a crime.

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: ROBERT FOLEY (States Attorney)
Sent: Friday, March 08, 2019 3:50 PM
To: Matthew Masterson
Subject: Re: Smollett charged

Yes, yesterday. 16 counts of disorderly conduct.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 8, 2019, at 4:29 PM, Matthew Masterson <mmasterson@wttw.com> wrote:

Hello Robert,

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Best,
Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
[wttw](http://wttw.com)
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

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Sent: Wednesday, February 20, 2019 6:48 PM
To: mhernandez@amilink.com; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com; CoanE@cbsnews.com; Matthew Masterson <mmasterson@wttw.com>
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Mike Walters <mw@theblast.com>
Sent: Friday, March 08, 2019 3:50 PM
To: TANDRA SIMONTON (States Attorney)
Subject: New Charges

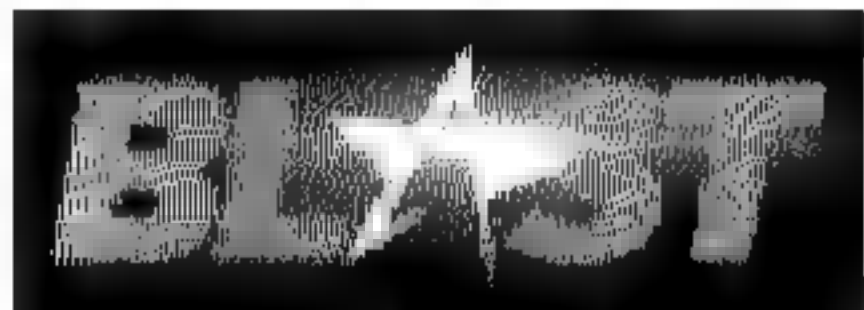
Tandra –

Is there a document or information you can share on the new Jussie Smollett indictment ..

Thank you

--

Mike Walters
FOUNDER



mw@theblast.com
cell: 714.267.4652
office: 310.360.5811

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Friday, March 08, 2019 3:50 PM
To: ROBERT FOLEY (States Attorney)
Subject: Re: Smollett

Hi Robert

Can you confirm at this time that a grand jury has returned an indictment in the Smollett case - 16 felony charges? Did this occur today?

Thank you.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

On Feb 20, 2019, at 7:50 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, March 08, 2019 3:53 PM
To: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Here's the culprit...

<https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>



Exclusive: Grand jury returns 16 felony counts against Jussie Smollett

www.cwbchicago.com

Jussie Smollett | Chicago Police Department Embattled TV star Jussie Smollett's legal problems have just become significantly more serio...

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Friday, March 08, 2019 3:54 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN Calling

Working to confirm 16 felony counts against Jussie Smollett can your office confirm this?

Sheena Jones
Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena



From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Friday, March 08, 2019 3:54 PM
To: ROBERT FOLEY (States Attorney)
Subject: URGENT PRESS REQUEST: Jussie Smollett indictment

Hi Mr.Foley,

We are hearing reports that Mr.Smollett was just indicted on 16 felony counts. Could you please confirm and send charging docs if possible?

Thank you in advance!

Marj

—

Marjorie Hernandez
Justice Editor
Us Weekly
American Media, Inc.
(818)437-3510 cell

Sent from my iPhone

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Friday, March 08, 2019 3:58 PM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ // Jussie Smollett New Indictments

Hi Tandra,

Would it be possible to receive a copy of the new indictment (16 charges) that has come down against Jussie Smollett?
Thank you so much for your help!

Best,
Sean

Sean Mandell
Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: Luque, Carly E <CELuque@cbs.com>
Sent: Friday, March 08, 2019 4:00 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi,
When is Jussie Smollett's next hearing?



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Friday, March 08, 2019 4:00 PM
To: sao media (States Attorney); ROBERT FOLEY (States Attorney)
Subject: WSJ -- true bill against Smollett?

Hi all --

Can you confirm that a grand jury has indicted Jussie Smollett on 16 counts of disorderly conduct? If so, when did this happen? Any other detail would be appreciated.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: Maria Elena Fernandez <me.fernandez@vulture.com>
Sent: Friday, March 08, 2019 4:02 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett | New York magazine

Hi again! Is it possible to get a copy of the true bill? Seeing the reports about 16 charges. Thanks!

Maria Elena Fernandez
Senior Editor/TV Reporter
New York magazine & Vulture
Los Angeles, CA
Email: Me.Fernandez@Vulture.com
Phone: 310.951.2355
Twitter: @writerchica

From: Puente, Maria <mpuente@usatoday.com>
Sent: Friday, March 08, 2019 4:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: from USA TODAY re Smollett

So now Smollett has been indicted on 16 counts but is it federal grandjury or a state?
Conflicting reports. Can you clarify? Thanks,

Maria Puente

MARIA PUENTE
Entertainment Reporter, LIFE
USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108
Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them!
No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Tressel, Christine M. (WLS-TV) <Christine.M.Tressel@abc.com>
Sent: Friday, March 08, 2019 4:07 PM
To: ROBERT FOLEY (States Attorney)
Subject: Smolett charges hard copies

How can we get copies of the charges?

Thanks,
Christine

Christine Tressel
Producer
WLS-TV
312-750-7058
Christine.M.Tressel@abc.com

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 08, 2019 4:12 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Smollett

Hi Tandra,

Can let you let me know when the new Smollett charges have been approved and when bail hearing would be?

<https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Friday, March 08, 2019 4:14 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: RE: Smollett indictment?

Hiya,

Just circling back. Is it correct to report a grand jury returned a 16-count indictment against Smollett?

From: Madhani, Aamer
Sent: Friday, March 8, 2019 3:30 PM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>; 'sao.media@cookcountyil.gov' <sao.media@cookcountyil.gov>
Subject: Smollett indictment?

Hi Tandra,

Has the grand jury indicted Jussie Smollett? If so, is a copy of true bill something you can send my way?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Matthew Masterson <mmasterson@wttw.com>
Sent: Friday, March 08, 2019 4:14 PM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Smollett charged

Thank you Robert. Are these class 4 felony charges similar to the previous disorderly conduct charge filed against him?

-Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
[wttw](#)
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Friday, March 8, 2019 3:50 PM
To: Matthew Masterson <mmasterson@wttw.com>
Subject: Re: Smollett charged

Yes, yesterday. 16 counts of disorderly conduct.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 8, 2019, at 4:29 PM, Matthew Masterson <mmasterson@wttw.com> wrote:

Hello Robert,

Has your office approved additional charges against Jussie Smollett? I understand a grand jury may have returned a true bill of indictment.

Best,
Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
[wttw](#)
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

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From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Wednesday, February 20, 2019 6:48 PM
To: mhernandez@amilink.com; jawwhitehair@cbs.com; Melanie.Kucera@nbcuni.com;

CoanE@cbsnews.com; Matthew Masterson <mmasterson@wttw.com>

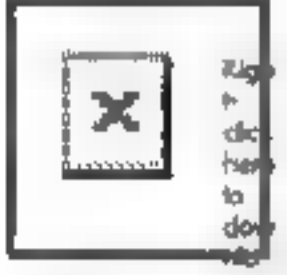
Subject: Smollett charged

The Cook County State's Attorney's Office has approved a disorderly conduct charge on Jussie Smollett.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

From: Claudia Koerner <claudia.koerner@buzzfeed.com>
Sent: Friday, March 08, 2019 4:33 PM
To: ROBERT FOLEY (States Attorney)
Subject: Fwd: Jussie Smollett grand jury?

Hello! Looking for information on the new charges.



Claudia Koerner | BuzzFeed News | Reporter | 949-228-3949 | @ClaudiaKoerner
1135 N. Highland Ave., Los Angeles, CA 90038

----- Forwarded message -----

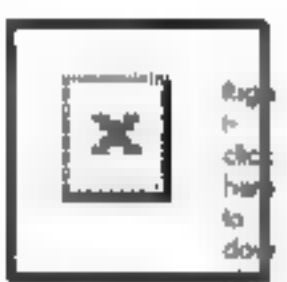
From: **Claudia Koerner** <claudia.koerner@buzzfeed.com>
Date: Fri, Mar 8, 2019 at 1:49 PM
Subject: Jussie Smollett grand jury?
To: <sao.media@cookcountyil.gov>

Hello,

I'm looking for information on this report: <https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>

Can you confirm? Or will this information be coming out via another agency?

Thank you,



Claudia Koerner | BuzzFeed News | Reporter | 949-228-3949 | @ClaudiaKoerner
1135 N. Highland Ave., Los Angeles, CA 90038

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 08, 2019 4:38 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Smollett

Or does this just fold into the hearing on Thursday?

Any guidance would be appreciated.

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

On Mar 8, 2019, at 4:11 PM, Parks, Brad <Brad.Parks@turner.com> wrote:

Hi Tandra,

Can let you let me know when the new Smollett charges have been approved and when bail hearing would be?

<https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Friday, March 08, 2019 4:52 PM
To: sao media (States Attorney); ROBERT FOLEY (States Attorney)
Subject: WSJ -- Smollett, another question

Why 16 counts? Can you help us with that?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Friday, March 08, 2019 5:13 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: RE: Smollett indictment?

Hi,

Sorry to bother again. Could you please send indictment?

Thanks.
Aamer
202.557.6399

From: Madhani, Aamer
Sent: Friday, March 8, 2019 3:30 PM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>; 'sao.media@cookcountyil.gov' <sao.media@cookcountyil.gov>
Subject: Smollett indictment?

Hi Tandra,

Has the grand jury indicted Jussie Smollett? If so, is a copy of true bill something you can send my way?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, March 08, 2019 5:21 PM
To: Parks, Brad
Subject: Re: CNN/ Smollett

The bond hearing occurred on 2/21/19. He was given a \$100,000 D bond (he posted the required 10% to be released).

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 8, 2019 4:11 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Smollett

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Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 08, 2019 5:21 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Automatic reply: CNN/ Smollett

I am out of the office. For assistance please contact CNN Chicago at (312) 645-8555.

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, March 08, 2019 5:23 PM
To: Madhani, Aamer; sao media (States Attorney)
Subject: Re: Smollett indictment?

Cook County Clerk of the Circuit Court (official keeper of records):

mediarequest@cookcountycourt.com

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Friday, March 8, 2019 5:13 PM
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202.557.6399

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To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>;
'sao.media@cookcountyil.gov' <sao.media@cookcountyil.gov>
Subject: Smollett indictment?

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Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 08, 2019 5:24 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Smollett

Copy - so he is not taken back into custody for the additional charges?

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

On Mar 8, 2019, at 5:20 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

The bond hearing occurred on 2/21/19. He was given a \$100,000 D bond (he posted the required 10% to be released).

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
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To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Smollett

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<https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: TANDRA SIMONTON (States Attorney)
Sent: Friday, March 08, 2019 5:26 PM
To: Parks, Brad
Subject: Re: CNN/ Smollett

He remains on bail.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 8, 2019 5:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Smollett

Copy - so he is not taken back into custody for the additional charges?

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

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Tandra R. Simonton
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Cook County State's Attorney's Office
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312-603-3423 main
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Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Friday, March 08, 2019 5:27 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Smollett

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

On Mar 8, 2019, at 5:26 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

He remains on bail.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

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Sent: Friday, March 8, 2019 5:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN/ Smollett

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(213) 281-0853

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Chief Communications Officer

Cook County State's Attorney's Office

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e-mail: tandra.simonton@cookcountyil.gov

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Sent: Friday, March 8, 2019 4:11 PM

To: TANDRA SIMONTON (States Attorney)

Subject: CNN/ Smollett

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<https://www.cwbchicago.com/2019/03/exclusive-grand-jury-returns-16-felony.html>

Thank you

Brad Parks

Supervising Producer

CNN Chicago

(213) 281-0853

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Friday, March 08, 2019 5:52 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett indictment?

Many thanks, Tandra

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Friday, March 8, 2019 5:23 PM
To: Madhani, Aamer <amadhani@usatoday.com>; sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: Smollett indictment?

Cook County Clerk of the Circuit Court (official keeper of records):

mediarequest@cookcountycourt.com

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Friday, March 8, 2019 5:13 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: RE: Smollett indictment?

Hi,

Sorry to bother again. Could you please send indictment?

Thanks.
Aamer
202.557.6399

From: Madhani, Aamer
Sent: Friday, March 8, 2019 3:30 PM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>;
'sao.media@cookcountyil.gov' <sao.media@cookcountyil.gov>
Subject: Smollett indictment?

Hi Tandra,

Has the grand jury indicted Jussie Smollett? If so, is a copy of true bill something you can send my way?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Zaveri, Mihir <mihir.zaveri@nytimes.com>
Sent: Friday, March 08, 2019 6:30 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fwd: NY Times inquiry: Jussie Smollett indictment q's?

Just in case the previous message went into some generic box.

Thank you,
Mihir

----- Forwarded message -----

From: **Zaveri, Mihir** <mihir.zaveri@nytimes.com>
Date: Fri, Mar 8, 2019 at 6:54 PM
Subject: NY Times inquiry: Jussie Smollett indictment q's?
To: <sao.media@cookcountyil.gov>

Hi, this is Mihir Zaveri, with The New York Times. I'm writing a piece about Jussie Smollett's indictment.

I had a couple questions:

-- If Mr. Smollett is convicted of all 16 counts of disorderly conduct, what maximum sentence does he face?
-- Where do each of the 16 counts come from? Is it for each allegedly false thing he said to first officer Baig and then detective Murray?

Have y'all put out any statement about the indictment?

I'm at 212 556 7574. Thank you,
Mihir

From: TYLER EDWARDS (States Attorney)
Sent: Monday, March 11, 2019 8:59 AM
Subject: CCSAO Morning Clips, March 11

State's Attorney Kim Foxx

March 8: ABC News, Timeline of investigation into Jussie Smollett's attack claim

When news broke of the alleged racist attack on a star from one of the most popular shows on television, it riveted everyone, drawing the nation into a heated discussion about race, politics and celebrity... Chicago's top prosecutor, **Cook County State's Attorney Kim Foxx**, recuses herself from the investigation "out of an abundance of caution ... to address potential questions of impartiality based upon familiarity with potential witnesses in the case," according to the Associated Press. **Foxx's** first assistant, Joe Magats, will oversee the case. Foxx had acted as an early intermediary between Smollett's family and the Chicago Police Department, according to a statement released by her office. "Shortly after the incident occurred in late January, **State's Attorney Foxx** had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident," Robert Foley, a senior adviser to Foxx, according to WLS.

March 10: Essence, 'Finding Justice' On BET: A Conversation With Executive Producer Dream Hampton

The United States injustice system is not broken. It is working exactly as it was intended to work, which is primarily in the service and protection of white supremacy and capitalism. Black communities bear the scars of generations of intentional, sustained violence—physically, emotionally, psychologically, and structurally... But, also, this is a generations-long struggle. Boycotts, divestment, sanctions, and protests still work. Protests still work. We saw that with Obamacare and gun rights. We saw it with Anita Alvarez in Chicago. If we don't have Chicago activists protesting Anita Alvarez, then we don't have **Kim Foxx**.

March 10: HuffPost, Gloria Allred Says Client Found Another Tape Of R. Kelly Sexually Abusing Minors

High-profile attorney Gloria Allred announced Sunday that she is representing a man who says he found a VHS tape of singer R. Kelly sexually abusing underage girls, the latest alleged tape of the singer to surface in recent weeks. Gary Dennis, seated between Allred and his wife at a press conference, read a statement in which he said he had discovered the tape while cleaning out an old box in his Pennsylvania home... **Cook County State's Attorney Kim Foxx** charged Kelly last month with 10 counts of aggravated criminal sexual abuse involving

four victims. All but one were under 17 at the time of the alleged incidents, which occurred between 1998 and 2010.

Cook County

March 11: Chicago Tribune, Woman, 19, charged in shooting of police officer was arrested a month before for unlawful use of a weapon

A Cook County judge denied bail Sunday for a 19-year-old woman charged with attempted first-degree murder in connection with the shooting of a Chicago police officer who was serving a warrant in the Humboldt Park neighborhood. Police say Emily Petronella allegedly shot the 34-year-old officer through a back door of a home in the 2700 block of West Potomac Avenue about 7:20 p.m. Saturday.

March 11: Chicago Sun-Times, 1 killed, 5 others wounded in Sunday shootings

At least six people were shot, one fatally, within city limits on Sunday. A 43-year-old man was shot to death during the morning in the West Side Austin community. Sammy Hodges was standing about 6:15 a.m. in the 600 block of North Cicero when he was shot in his back and leg, according to Chicago police and the Cook County medical examiner's office. He was rushed to Stroger Hospital and pronounced dead. In nonfatal shootings, a man was in critical condition after being shot multiple times at night in the Burnside neighborhood on the South Side.

March 8: WBEZ, Chicago Advocate: It's Critical We 'Look At All The R. Kellys'

R. Kelly has continued to be in the headlines this week. The R & B singer is facing multiple counts of criminal sexual abuse, including abuse of girls under the age of 17. Earlier this week, he went on CBS This Morning to defend himself. Scheherazade Tillet, co-founder of A Long Walk Home, an organization that uses the arts to empower young people and address violence against women and girls, thinks the city needs to pay more attention to the leadership of young black women and girls. Shannon Heffernan talked to her about the Kelly story and what it means for survivors of sexualized violence.

March 8: WBEZ, Businessman Willie Wilson Praises Lightfoot, Rejects 'Mudslinging' By Preckwinkle

Chicago mayoral candidate Lori Lightfoot received an important endorsement Friday — from recent mayoral hopeful Willie Wilson. At an afternoon gathering at the Chicago Baptist Institute in Washington Park on the city's South Side, Wilson and Lightfoot joined dozens of religious and community leaders for the big reveal. "The problem with Chicago ... is corruption," Wilson said, adding that Lightfoot isn't part of the "machine" and didn't wait for Mayor Rahm Emanuel to step aside to decide to run.

Top Headlines

March 10: Mercury News, Arrests in domestic terror probes outpace those inspired by Islamic extremists

Most people arrested as the result of FBI terrorism investigations are charged with non-terrorism offenses, and more domestic terror suspects were arrested last year than those allegedly inspired by international terror groups, according to internal FBI figures reviewed by The Washington Post. As government officials and activists debate the best way to pursue violent extremists, the figures show how much of counterterrorism work goes undeclared and unnoticed. Thousands are investigated each year. Hundreds are charged with crimes. But the public and the media see only dozens.

March 9: AP, Milwaukee County Jail to stop cooperating with ICE agents

The Milwaukee County Sheriff's Office will no longer share information about people detained in the jail with federal immigration officials. Sheriff Earnell Lucas recently announced that the office won't offer information about detainees to U.S. Immigration and Customs Enforcement agents unless there's a valid judicial warrant, Wisconsin Public Radio reported. Lucas said he wants to avoid lawsuits that law enforcement agencies across the country have faced for holding detainees for an additional 48 hours to let ICE agents potentially take custody.

March 11: WBEZ, New Bill Would Force Transparency On How People Die In Prison

Illinois lawmakers are considering a bill that would force prisons and jails in Illinois to provide information about how people in their custody die. The Illinois Department of Corrections often doesn't provide basic information to families or the public and keeps shoddy and incomplete records, according to documents turned over to WBEZ by prison administrators. The nonpartisan prison watchdog John Howard Association is pushing the legislation. "When we hear in the news, stories about people who have died in prison, in horrible circumstances, it's impossible to find out exactly what happened. And everything about that is wrong. It's wrong at a humanitarian level and it's wrong at a policy level," said the association's executive director Jennifer Vollen-Katz.

From: Puente, Maria <mpuente@usatoday.com>
Sent: Monday, March 11, 2019 10:06 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re R.Kelly

Hello, I am seeing reports that Kelly is scheduled for another court date on 3/13 Wednesday. What is that for – the criminal case or the child support case? As far as I know the next court date in the criminal case is March 22 – is that still true? I am trying to pin down timing to be able to tell editors so we can staff those hearings, plus the Jussie Smollett hearing on 3/14. Can you clarify? Is there some master court docket where I can read what happens when online? Thanks...

Maria Puente

MARIA PUENTE
Entertainment Reporter, LIFE
USA TODAY

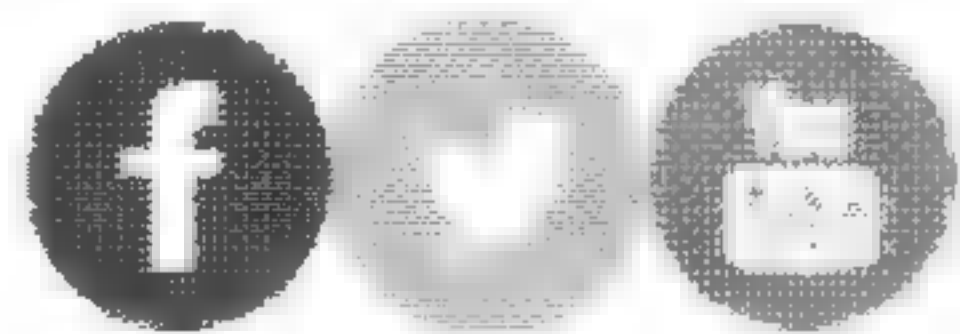
mpuente@usatoday.com


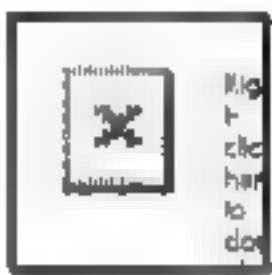
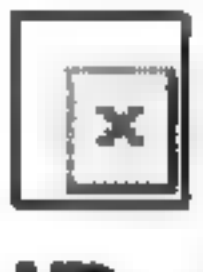
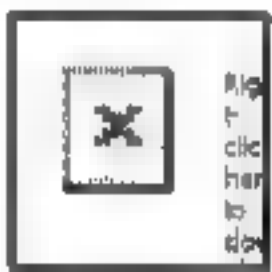
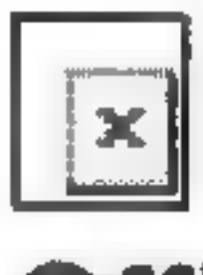
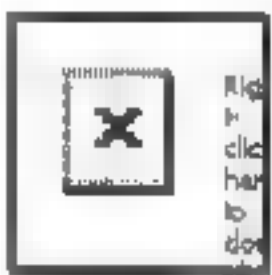
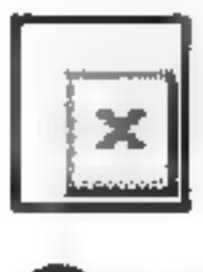
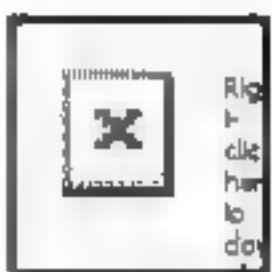

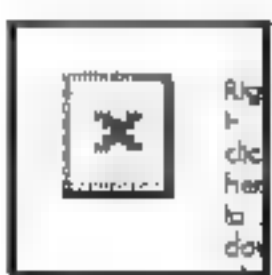
| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108
Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Jennifer Sanchez (Presidents Office)
Sent: Monday, March 11, 2019 10:24 AM
Subject: County Media Clips 3.11.19

Connect with Cook County Government



-  **WGN -TV** • USA • Mar 11 • 08:47 am
Woman, 19, charged with attempted murder of Chicago officer expected in court
officers found her in possession of a pump-action shot gun. *Cook County* Judge Stephanie Miller denied bond, saying Petronella “poses a real
-  **Fox 32 Chicago** • USA • Mar 11 • 06:43 am
'Dying for the High': The Heroin Epidemic
people died of heroin-related deaths in Chicago and surrounding counties. *Cook County* leads the pack with at least 424 deaths. 2015: Will
-  **Fox 32 Chicago** • USA • Mar 11 • 06:13 am
Officer found dead with possible self-inflicted gunshot wound: police
in his home in the 1500 block of West Monroe Street, police and the *Cook County* medical examiner’s office said. The 16-year veteran of the
-  **Daily Herald** • USA • Mar 11 • 05:56 am
Cook County among nation's worst for rail trespassing deaths, injuries
top 10 most-dangerous counties for train track trespassers. Yet *Cook County* -- where 109 people died or were injured trespassing
-  **Chicago Press Release Services** • USA • Mar 11 • 12:20 am
Cook County Reports 37th Cold-Related Death

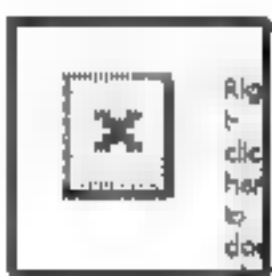
.m. in the 6100 block of South Artesian Avenue, according to the *Cook County* medical examiner’s office. He was pronounced dead at the scene,



NBC Chicago • USA • Mar 10 • 08:12 pm

Man Found in Chicago Lawn is Season's 37th Cold-Related Death

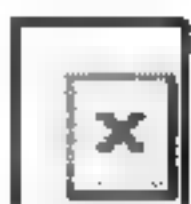
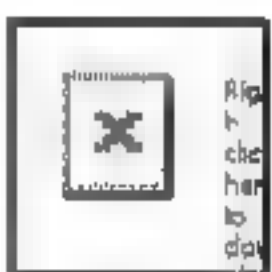
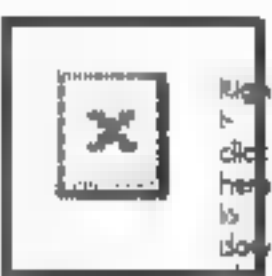
.m. in the 6100 block of South Artesian Avenue, according to the *Cook County* medical examiner’s office. He was pronounced dead at the scene,



Fox 32 Chicago • USA • Mar 10 • 06:18 pm

37 people in Chicago have died from the cold weather this winter

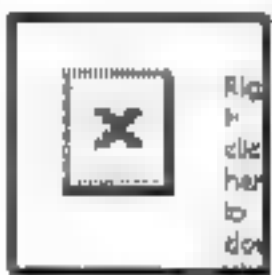
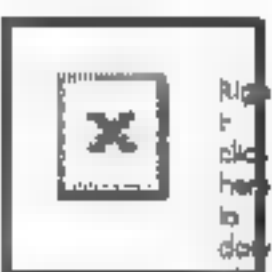
.m. in the 6100 block of South Artesian Avenue, according to the *Cook County* medical examiner’s office. He was pronounced dead at the scene,



Daily Herald • USA • Mar 10 • 06:02 pm

Public hearing Tuesday on Busse Road project in Mount Prospect

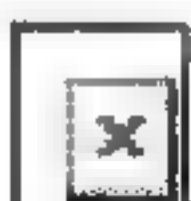
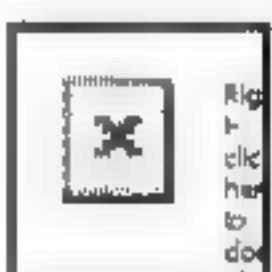
in the community room at Mount Prospect's village hall, 50 S. Emerson St. *Cook County* representatives will be available to answer questions.



Chicago Sun-Times • USA • Mar 10 • 06:00 pm

Man dies from cold in Chicago Lawn; is Cook County's 37th cold death this season

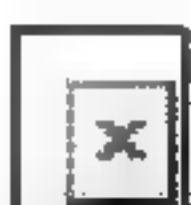
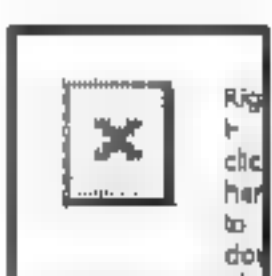
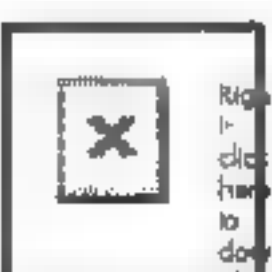
.m. in the 6100 block of South Artesian Avenue, according to the *Cook County* medical examiner’s office. He was pronounced dead at the scene,



Fox 32 Chicago • USA • Mar 10 • 12:25 pm

Illinois sheriff warns of phone scam

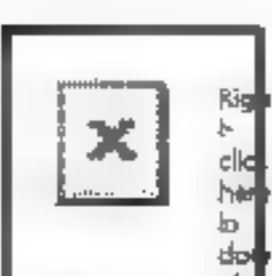
about a sophisticated phone scam. In a news release, *Cook County* Sheriff *Tom Dart* says residents are reporting that they are receiving an

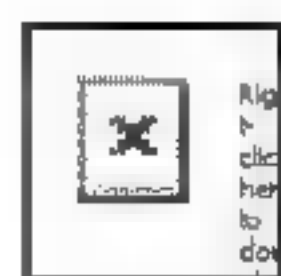


CBS Chicago • USA • Mar 10 • 10:20 am

Illinois Sheriff Warns Of Phone Scam

about a sophisticated phone scam. In a news release, *Cook County* Sheriff *Tom Dart* says residents are reporting that they are receiving an

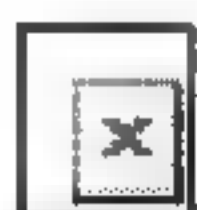
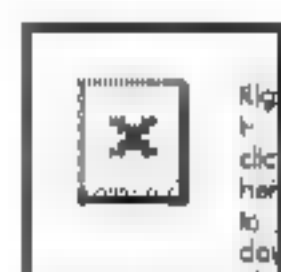




WGN Radio • USA • Mar 9 • 10:54 pm

R. Kelly pays \$161K in child support, is released from Cook County Jail

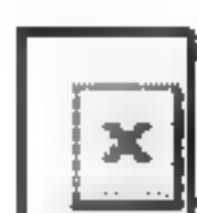
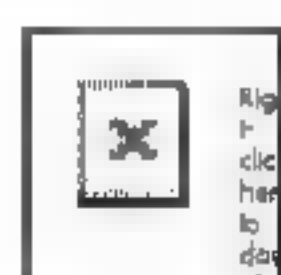
R. Kelly was released from *Cook County* Jail Saturday after paying more than \$161,000 in back child support. *Cook County* Sheriff's Office



Daily Herald • USA • Mar 9 • 07:57 pm

For first time in a decade, suburban voters have more options in local elections

) Trump motivating some, but not in a favorable way." In suburban *Cook County*, voters will have a choice in 35.9 percent of the



The Chicago Crusader • USA • Mar 9 • 07:08 pm

R. Kelly Vows to 'Straighten' Things Out After Release From Jail for Back Child Support

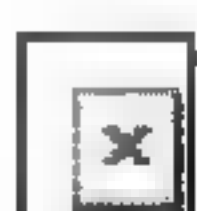
"stuff" he was talking about. R. Kelly walks out of the *Cook County* Jail Saturday, three days after he was jailed for failing to pay child



NBC Chicago • USA • Mar 9 • 06:50 pm

R. Kelly Freed From Cook County Jail

R. Kelly Freed From *Cook County* Jail



NBC Chicago • USA • Mar 9 • 09:58 am

'Empire' Actor Indicted on 16 Felony Counts of Disorderly Conduct

A *Cook County* grand jury indicted "Empire" actor Jussie Smollett on 16 felony counts Friday in connection with his reporting of an alleged

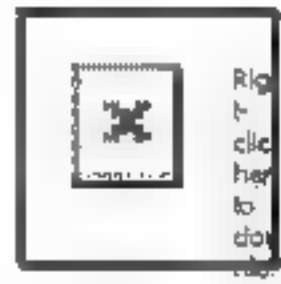


Chicago Sun-Times • USA • Mar 9 • 05:00 am

Pat Arbor explains how he coped with 8 months of jail because of divorce case

Arbor was sent to *Cook County* Jail for civil contempt of court; led handcuffed through the tunnels to *Cook County* Jail's Cermak Hospital;

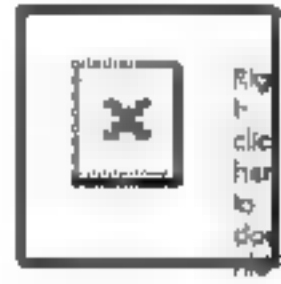




WGN Radio • USA • Mar 8 • 07:51 pm

Roe Conn Full Show (03/08/19): The Prissillas joins us for “Live Music Friday”, Susie “Sunshine” breaks down the February jobs report, Forme...

the first televised debate for the runoff election for mayor. Former *Cook County* Commissioner John Firtchey joins us in-studio to break down



Daily Herald • USA • Mar 8 • 06:05 pm

Buffalo Grove High School announces case of whooping cough

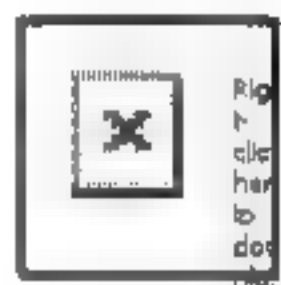
more commonly known as whooping cough. According to the *Cook County* Health and Hospital System, pertussis is a highly contagious



Hyde Park Herald • USA • Mar 8 • 05:43 pm

U. of C. Center radically shrinks ‘trauma desert’ area on South Side - hpherald.com

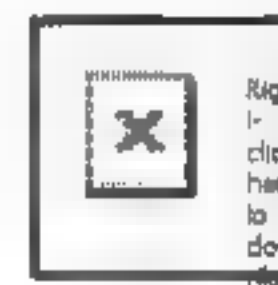
system may also explain that city’s success, noting that public *Cook County* Hospital in the Illinois Medical District “provides the bulk of



Daily Herald • USA • Mar 8 • 05:04 pm

Cook County grand jury indicts Smollett

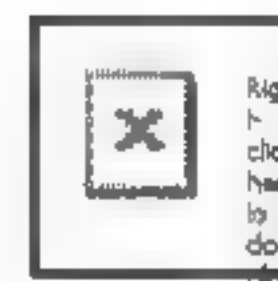
Jussie Smollett, according to court records. The *Cook County* state’s attorney’s office confirmed the indictment on disorderly



Chicago Sun-Times • USA • Mar 8 • 04:54 pm

'Empire' actor Jussie Smollett indicted on 16 counts of disorderly conduct

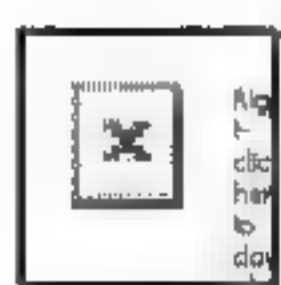
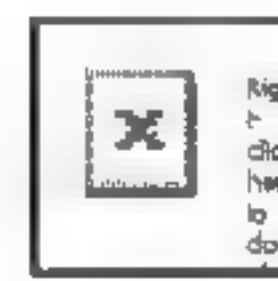
A *Cook County* grand jury has formally indicted Jussie Smollett, heaping 16 felony counts of disorderly conduct on the “Empire” actor for



WGN -TV • USA • Mar 8 • 04:31 pm

Jussie Smollett indicted on 16 felony counts by grand jury

Jussie Smollett indicted on 16 felony counts by grand jury CHICAGO — A *Cook County* grand jury has returned a 16-count indictment against “



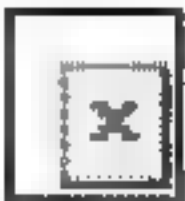
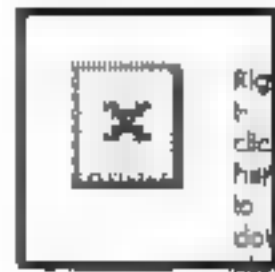
Chicago Sun-Times • USA • Mar 8 • 03:46 pm

How Willie Wilson changed his mind on LGBTQ people and



endorsed Lori Lightfoot

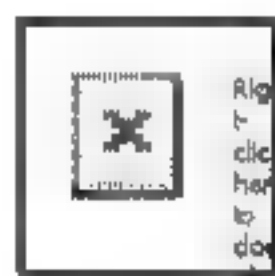
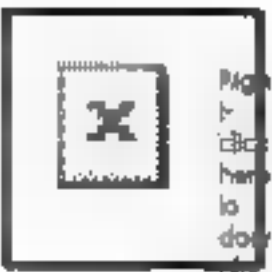
daughter with her white spouse. Lightfoot and *Cook County* Board President *Toni Preckwinkle* had been pursuing Wilson’s endorsement since they



Chicago Sun-Times • USA • Mar 8 • 03:30 pm

Fast Eddie wasn't just quick, but a powerful political dynamo

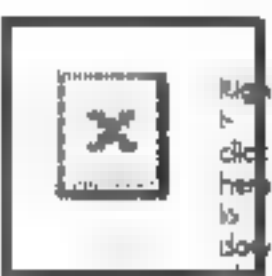
pleads guilty in tax evasion scheme over tobacco settlement Head of the *Cook County* Dem party until 1987, Vrdolyak’s career ended when his



NBC Chicago • USA • Mar 8 • 01:45 pm

Sheriff Tom Dart Warns of Scammers Posing as Apple Customer Service Reps

Cook County Sheriff Tom Dart’s office has issued a warning about phone scammers who have been calling area residents posing as Apple



From: TANDRA SIMONTON (States Attorney)
Sent: Monday, March 11, 2019 10:35 AM
To: Puente, Maria
Subject: Re: from Maria Puente at USA TODAY re R.Kelly

The criminal case is 3/22. You can check with the Cook County Clerk of the Circuit Court to see if they provide online case info.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>
Sent: Monday, March 11, 2019 10:06 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re R.Kelly

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Maria Puente

MARIA PUENTE
Entertainment Reporter, LIFE
USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

Subject: Jussie Smolette
Location: Branch 98 room 101

Start: Thu 3/14/2019 11:30 AM
End: Thu 3/14/2019 12:00 PM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: RISA LANIER (States Attorney)

From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Monday, March 11, 2019 3:17 PM
To: KIERA ELLIS (States Attorney)
Subject: Sun-Times re: brady/giglio memos

Hi, Kiera. Any chance we can get that meeting together this week? I will likely be buried with Smollett and Kelly items Weds and Thurs, but am otherwise pretty open.

--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
@agrimm34
30 N Racine Ave., Suite 300, Chicago, IL 60607

From: SAO FOIA (States Attorney)
Sent: Monday, March 11, 2019 4:40 PM
To: KIERA ELLIS (States Attorney)
Subject: Fw: Sun-Times re: Smollett recusal
Attachments: 3.11.19GRIMM.pdf; responsive.pdf

so you have

From: SAO FOIA (States Attorney)
Sent: Monday, March 11, 2019 3:53 PM
To: Grimm, Andrew
Cc: SAO FOIA (States Attorney)
Subject: Re: Sun-Times re: Smollett recusal

Please see attached.

From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Friday, March 1, 2019 3:40 PM
To: SAO FOIA (States Attorney)
Subject: Re: Sun-Times re: Smollett recusal

To be clear: This request should include emails, calls and text messages on non-county issued phones or devices, involving the requested topics and persons.

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
[@agrimm34](#)
[30 N Racine Ave., Suite 300, Chicago, IL 60607](#)

On Fri, Mar 1, 2019 at 2:53 PM Grimm, Andrew <agrimm@suntimes.com> wrote:

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records:

- 1) Emails, memoranda or letters regarding State's Attorney Kim Foxx's decision to recuse herself from the prosecution/investigation of Jussie Smollett, including opinions of Ethics Officers or the Attorney General on the topic of Foxx's recusal;
- 2) Emails, call records or text messages exchanged between SA Foxx and one or more relatives of Jussie Smollett, who anonymously identified in statements to the press as having communicated with Foxx "in late January" 2019 regarding the attack on Smollett
- 3) Emails, call records or text messages between SA Foxx and Chicago Police officials regarding the attack on Smollett
- 4) Emails, memos or letters charging Joseph Magats with supervision of the Smollett case

5) Emails, memos or letters between Foxx or among Communications or External Affairs staff about the recusal decision

I look forward to hearing from you in writing within five working days, as required by the Act 5 ILCS 140(3). Thank you for considering and responding to this request. and please do not hesitate to contact me if there is further information I can provide to revise my request to speed the release of this information.

--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
[@agrimm34](#)
[30 N Racine Ave., Suite 300, Chicago, IL 60607](#)

--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
[@agrimm34](#)
[30 N Racine Ave., Suite 300, Chicago, IL 60607](#)



OFFICE OF THE STATE'S ATTORNEY
COOK COUNTY, ILLINOIS

KIMBERLY M. FOXX
STATE'S ATTORNEY

CHLOE K. RASMAS
FOIA OFFICER

69 W WASHINGTON
CHICAGO, ILLINOIS 60602

WRITER'S E-MAIL ADDRESS:
CHLOE.RASMAS@COOKCOUNTYIL.GOV

WRITER'S DIRECT LINE:
(312) 603-2296

March 11, 2019

VIA EMAIL

Andrew Grimm
agrimm@suntimes.com

Re: FOIA Request dated 3/1/19

Dear Mr. Grimm:

I am responding to the request for documents under the Illinois Freedom of Information Act ("FOIA") statute that was received by the Cook County State's Attorney's Office (the "SAO") on March 1, 2019 via e-mail.

You have asked for:

- 1) *Emails, memoranda or letters regarding State's Attorney Kim Foxx's decision to recuse herself from the prosecution/investigation of Jussie Smollett, including opinions of Ethics Officers or the Attorney General on the topic of Foxx's recusal;*
- 2) *Emails, call records or text messages exchanged between SA Foxx and one or more relatives of Jussie Smollett, who anonymously identified in statements to the press as having communicated with Foxx "in late January" 2019 regarding the attack on Smollett*
- 3) *Emails, call records or text messages between SA Foxx and Chicago Police officials regarding the attack on Smollett*
- 4) *Emails, memos or letters charging Joseph Magats with supervision of the Smollett case*
- 5) *Emails, memos or letters between Foxx or among Communications or External Affairs staff about the recusal decision*

To be clear: This request should include emails, calls and text messages on non-county issued phones or devices, involving the requested topics and persons.

Records the SAO possesses responsive to parts two and four of your request are attached. Please note the SAO possess no "call records", or any other documents responsive to parts one, three, or five of your request.

Please be advised a personal phone number was redacted pursuant to Section 7(1)(b) of FOIA. 5 ILCS 140/7(1)(b) exempts from disclosure, "private information." Private information is defined in Section 2(c-5) as, "...unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal emails addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person." 5 ILCS 140/2(c-5). Therefore, personal phone numbers are exempt pursuant to Section 7(1)(b) and were properly redacted.

The SAO has also redacted the name and identifiers of Smollett's relative pursuant to Section 7(1)(c), on the basis that an invasion of privacy brought by release of the information, which may lead to undue embarrassment, harassment, or unwanted public attention upon purely private individuals, outweighs any legitimate public interest

in obtaining the information.

You have a right to appeal this decision to Sarah Pratt, Public Access Counselor, Office of the Illinois Attorney General, 500 S. 2nd Street, Springfield, Illinois 62706, (phone number 1-877-299-FOIA) or to seek judicial review under Section 11 of FOIA, 5 ILCS 140/11 (2017).

Sincerely,

s/Chloe K. Rasmus

Chloe K. Rasmus
FOIA Officer/Policy Analyst
69 W Washington
Chicago, Illinois 60602
(312) 603-2296

 Call

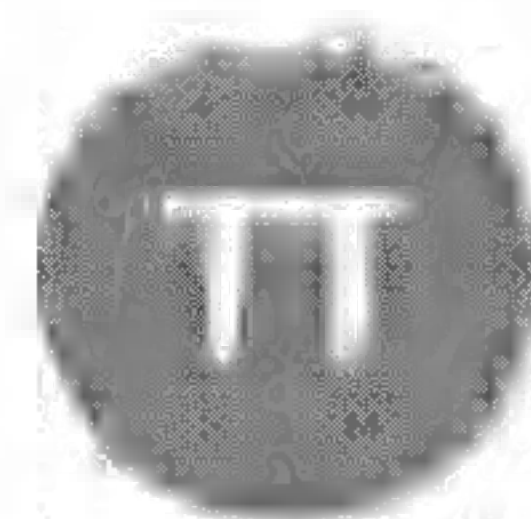
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

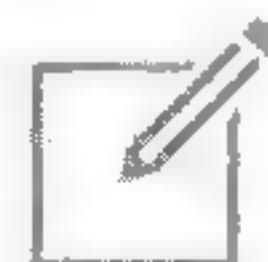
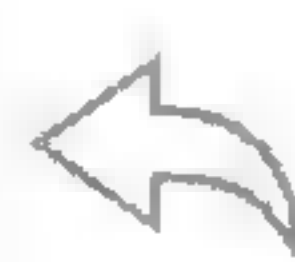
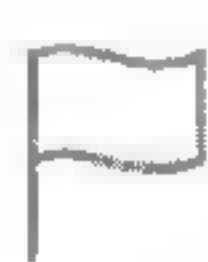
**Call**

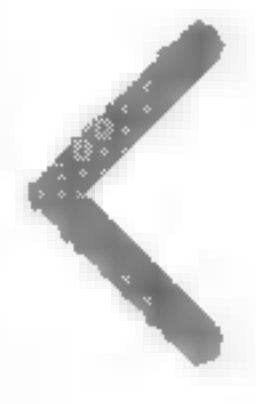
February 1, 2019 at 4:54 AM

 Found in Gmail Inbox

Hi Kim - I sent an email to your work address I think as well. I wanted to give you a call on behalf of Jussie Smollett and family who I know. They have concerns about the investigation. I am on an 8 am flight to nyc but please call me before then. I land about. 1015 Chicago time. My cell is [REDACTED] Many thanks!

Sent from my iPhone





iMessage
Fri, Feb 1, 11:13 AM

Hello Kim. This is [REDACTED]

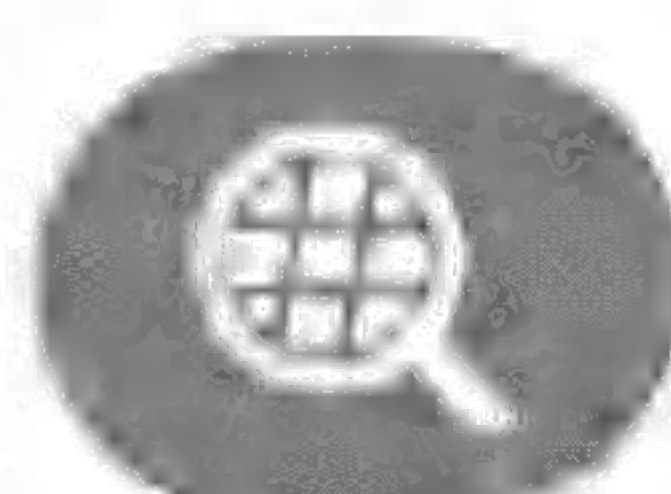
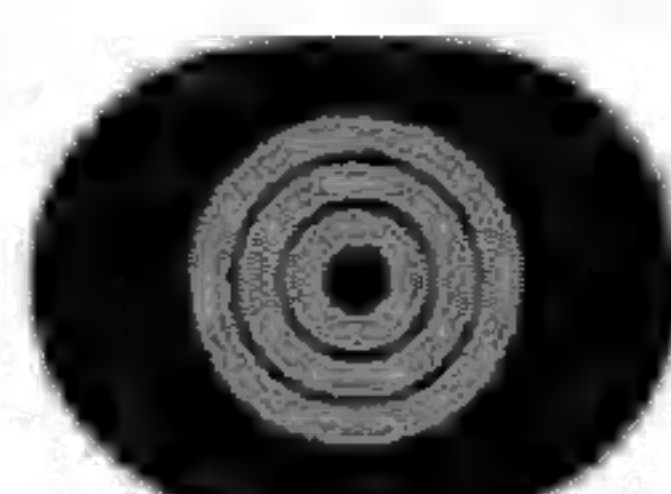
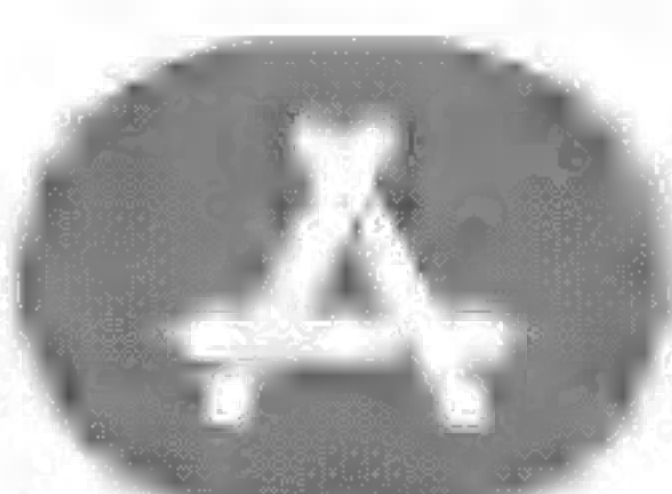
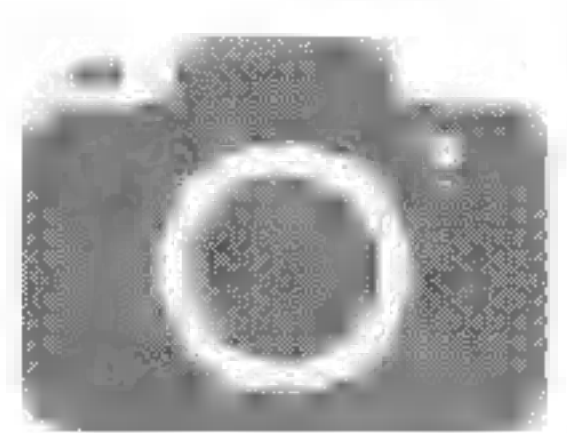
[REDACTED] Are you available to chat? Tina Tchen gave me your number

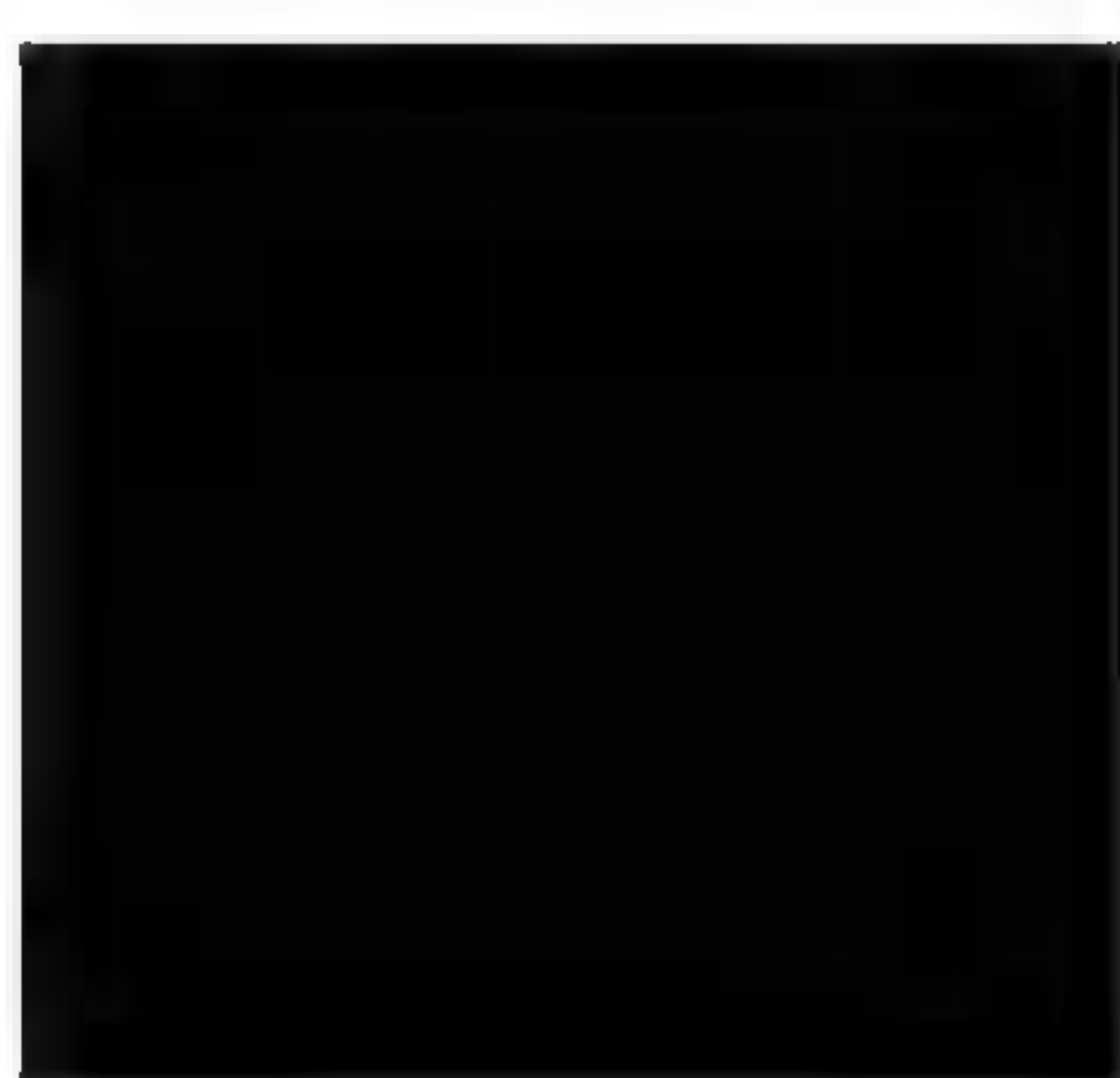
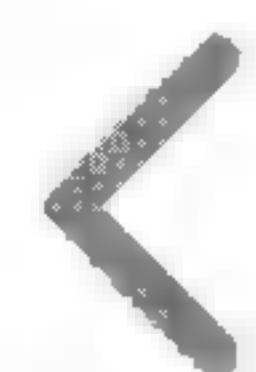
Hi [REDACTED] Are you available in 5 mins? I'm at a conference in DC and will step out. P

Yes i am

Fri, Feb 1, 6:47 PM

Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

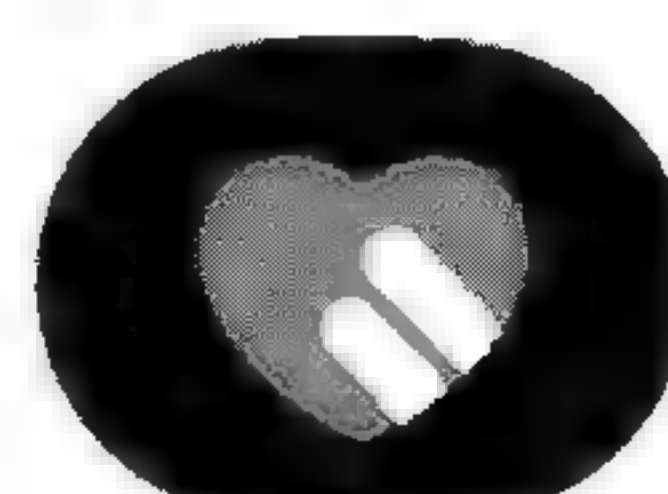
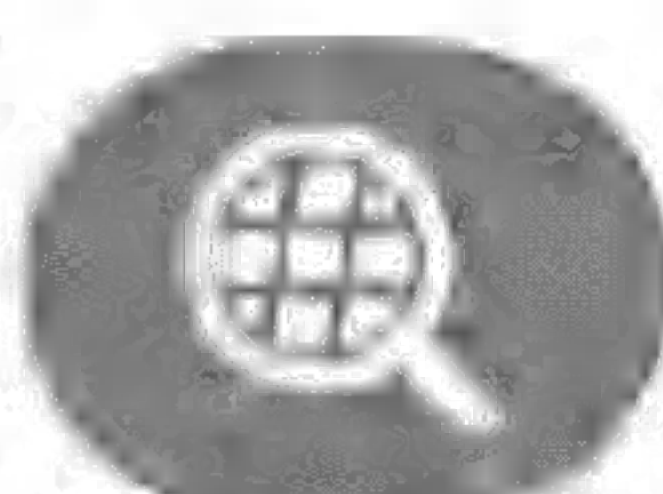
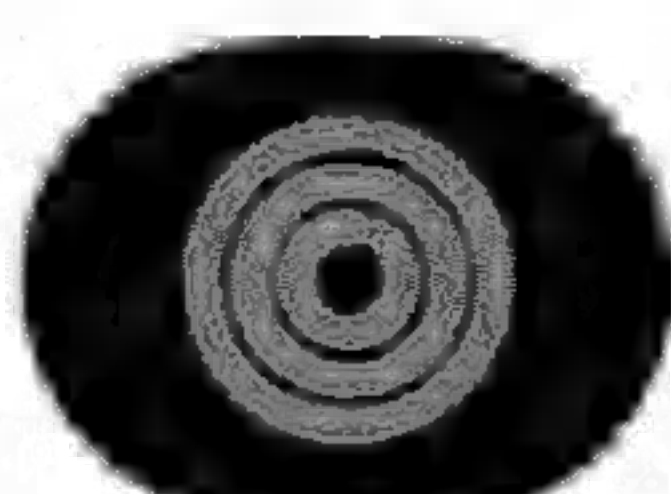
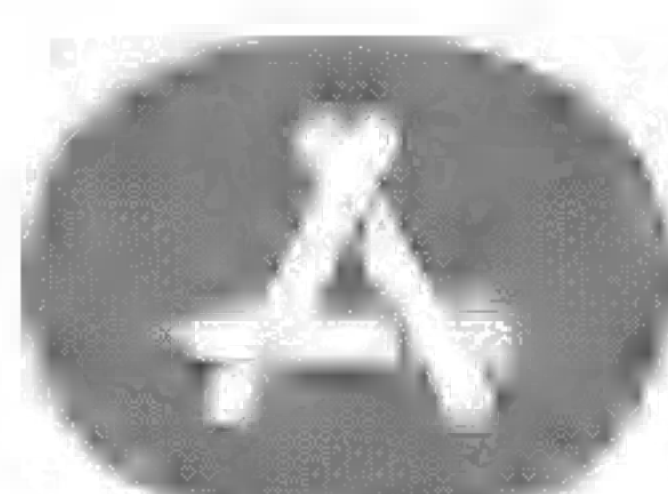
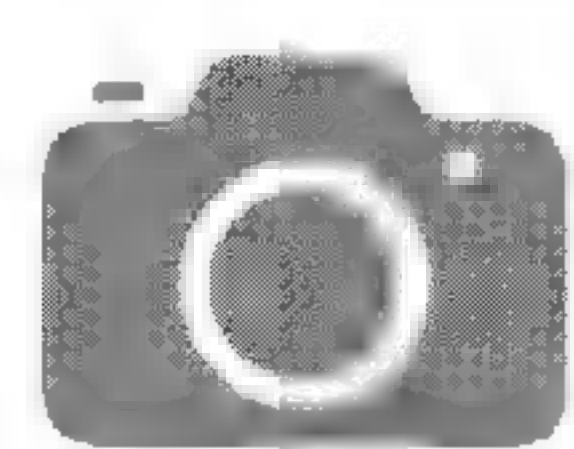
Mon, Feb 4, 11:52 AM

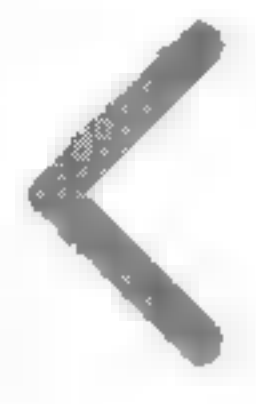
Hey! Hope all is well. I wanted to check in with you about what's happening here when you have a moment.

Ok. Are you available to chat now?

Yes

Ok calling you now





Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

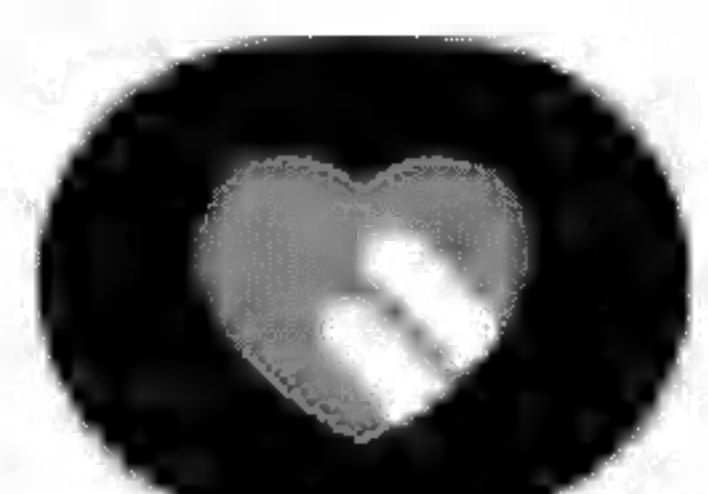
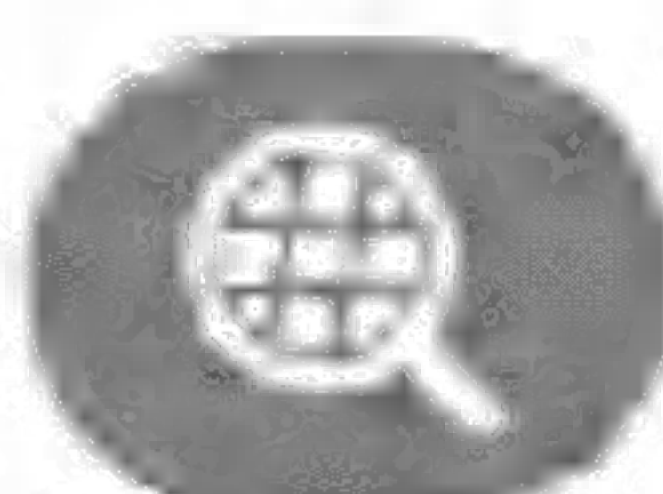
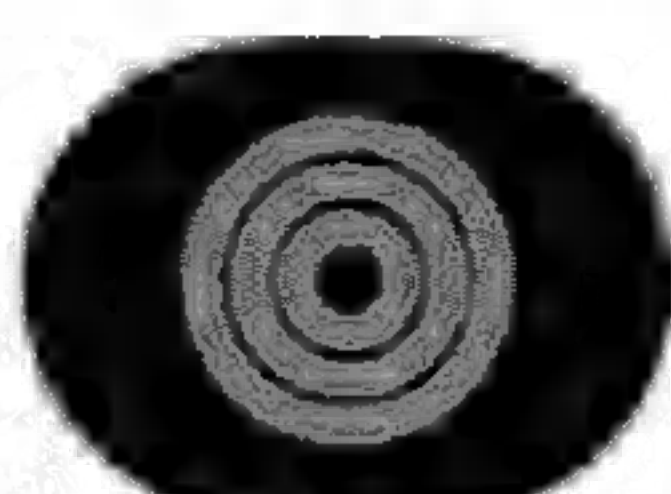
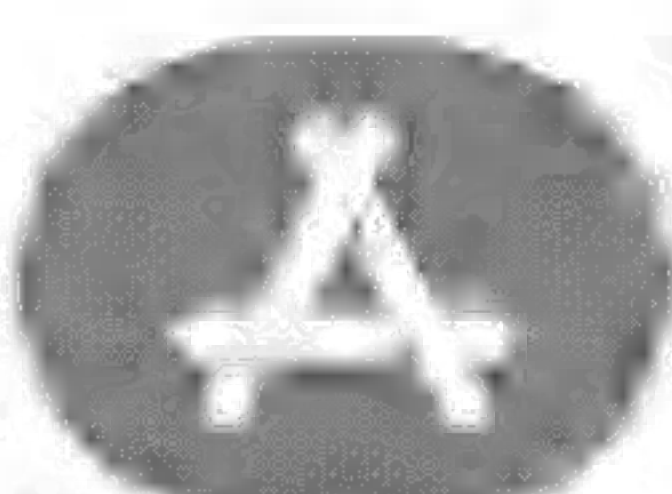
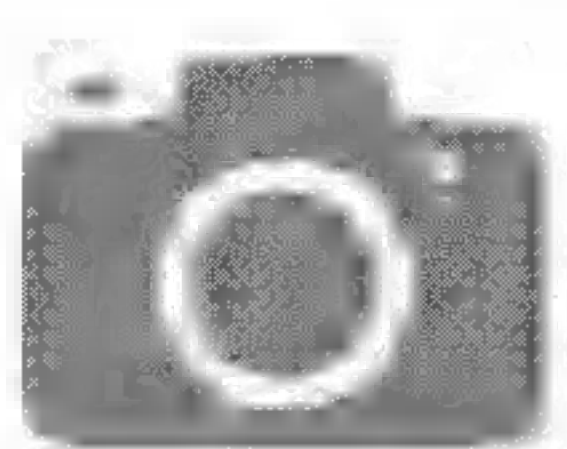
Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM





Tue, Feb 12, 8:19 AM

Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

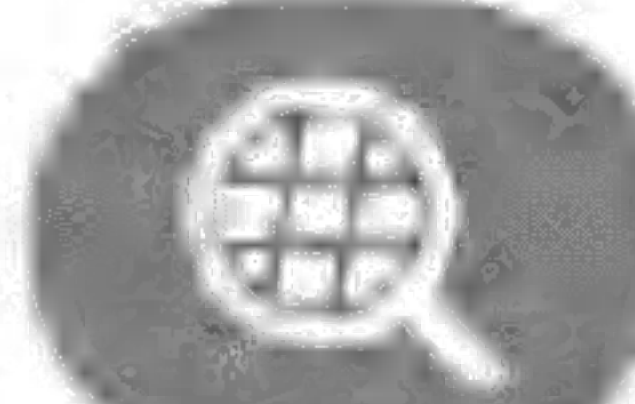
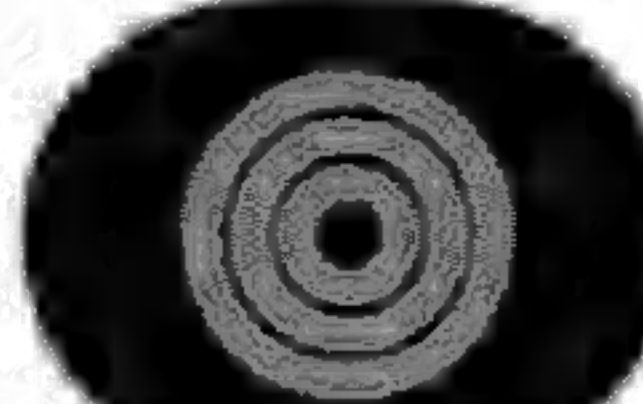
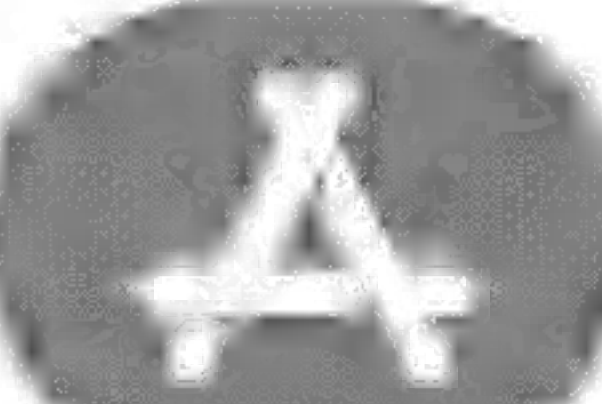
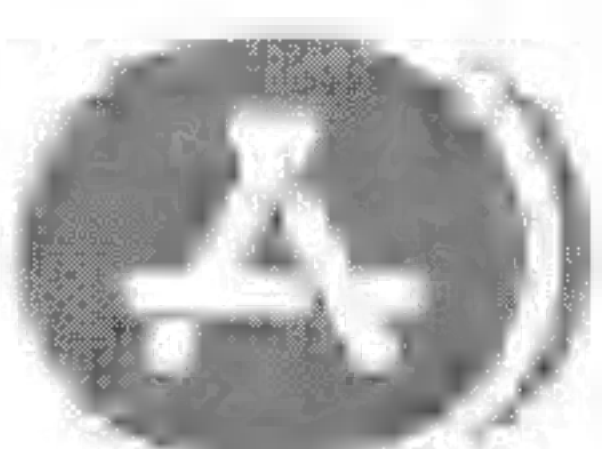
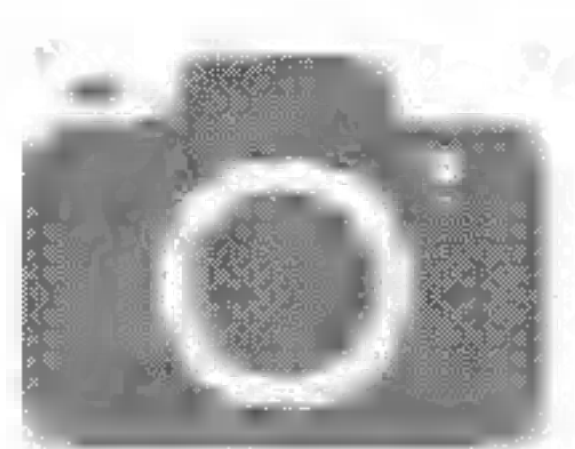
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

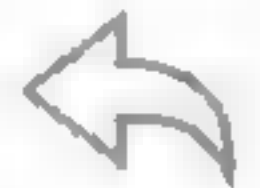
To: Tina Tchen

Details



Spoke to the Superintendent Johnson. I convinced him to Reach out to FBI to ask that they take over the investigation. He is reaching out now and will get back to me shortly.

Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

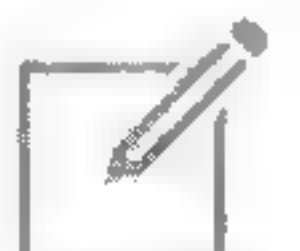
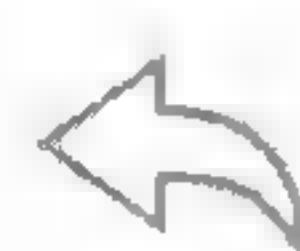
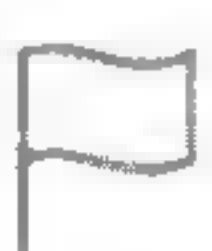
To: Kim Foxx

Details



Thank you. I think [REDACTED]
[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)

From: Zuick, Andrew <azuick@wgntv.com>
Sent: Tuesday, March 12, 2019 5:24 AM
To: TANDRA SIMONTON (States Attorney)
Subject: SMOLLETT HEARINGS WGN-TV QUESTION

Good Morning,
Just wanted to make sure I had this straight.
There is a 1130am EMC hearing this morning and then on Thursday there is a 9am and 1130am hearing?

Thank You

Andrew Zuick
Assignment Editor
WGN-TV
773-883-3203
azuick@wgntv.com
wgntvinfo@tribunemedia.com

From: Rousseau, Caryn <crousseau@ap.org>
Sent: Tuesday, March 12, 2019 7:00 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett - today 11:30 a.m. CT?

Hi Tandra and good morning –

WLS is reporting on sources that the Jussie Smollett case is to be in court this morning at 11:30 a.m. re: cameras in courtroom – Can you confirm? Is the 11:30 a.m. on Thursday still on?

<https://abc7chicago.com/jussie-smollett-expected-in-court-tuesday-sources-say-/5185634/>

Thank you,
Caryn

Caryn Rousseau
The Associated Press
crousseau@ap.org
312-920-3623
Twitter: @carynrousseau
440 S. LaSalle St. #1000
Chicago, IL 60605

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From: Luque, Carly E <CELuque@cbs.com>
Sent: Tuesday, March 12, 2019 8:38 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Hi,
Is there a hearing for Jussie Smollett or is it to determine cameras in the courtroom? We are hearing it's at 11:30 at 26th and cal and not about cameras in the courtroom.

Thanks

Sent from my iPhone

From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 12, 2019 9:17 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: ROBERT FOLEY (States Attorney)
Subject: a bunch of new CBS2 FOIAs
Attachments: newCBS2FOIAs.docx

Attached as an FYI. I'm working on them.

Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet the fo Kimberly Foxx, Jennifer Ballard, and/or Tandra Simonton • Contai 2investigators, 2 investigators, Carol Thompson, baedwards@c
Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet the follo Foxx, Jennifer Ballard, and/or Tandra Simonton ▪ Containing any i Allen Hunt, badge 11442, badge number 11442, badge # 11442, ba Novemb
Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet the foll Foxx, Jennifer Ballard, and/or Tandra Simonton ▪ Containing any i Allen Hunt, badge 11442, badge number 11442, badge # 11442, l
Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet the fo Kimberly Foxx, Jennifer Ballard, and/or Tandra Simonton • Contair
Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet the fo Kimberly Foxx, Jennifer Ballard, and/or Tandra Simonton
Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet the fo Kimberly Foxx, Jennifer Ballard, and/or Tandra Simonton • Conta
Kayla Molander/ Brad Edwards	WBBM-TV CHICAGO	Any and all emails, including their attachments, that meet th individuals: Kimberly Foxx, Jennifer Ballard, Joseph Magats, Rober the following keywords: Jussie Smollett, Smolett, Empire, MAGA

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 12, 2019 9:20 AM
To: Luque, Carly E
Subject: Re: Smollett

Please contact the office of the Chief Judge for confirmation.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 12, 2019, at 8:38 AM, Luque, Carly E <CELuque@cbs.com> wrote:
>
> Hi,
> Is there a hearing for Jussie Smollett or is it to determine cameras in the courtroom? We are hearing it's at 11:30 at
> 26th and cal and not about cameras in the courtroom.
>
> Thanks
>
> Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 12, 2019 9:20 AM
To: Rousseau, Caryn
Subject: Re: Jussie Smollett - today 11:30 a.m. CT?

Please contact the office of the Chief Judge. Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 12, 2019, at 6:59 AM, Rousseau, Caryn <crousseau@ap.org> wrote:

Hi Tandra and good morning –

WLS is reporting on sources that the Jussie Smollett case is to be in court this morning at 11:30 a.m. re: cameras in courtroom – Can you confirm? Is the 11:30 a.m. on Thursday still on?

<https://abc7chicago.com/jussie-smollett-expected-in-court-tuesday-sources-say-/5185634/>

Thank you,
Caryn

Caryn Rousseau
The Associated Press
crousseau@ap.org
312-920-3623
Twitter: @carynrousseau
440 S. LaSalle St. #1000
Chicago, IL 60605

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From: Luque, Carly E <CELuque@cbs.com>
Sent: Tuesday, March 12, 2019 9:28 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett

Ok

Sent from my iPhone

> On Mar 12, 2019, at 9:20 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>
> Please contact the office of the Chief Judge for confirmation.
>
> Tandra R. Simonton
> Chief Communications Officer
> Cook County State's Attorney's Office
> 312-603-1848 direct
> 312-603-3423 main
> email:tandra.simonton@cookcountyil.gov
>
>> On Mar 12, 2019, at 8:38 AM, Luque, Carly E <CELuque@cbs.com> wrote:
>>
>> Hi,
>> Is there a hearing for Jussie Smollett or is it to determine cameras in the courtroom? We are hearing it's at 11:30 at 26th and cal and not about cameras in the courtroom.
>>
>> Thanks
>>
>> Sent from my iPhone

Subject: Media case: Jussie Smollett
Location: 26th St/Judge Watkins/304

Start: Wed 4/17/2019 9:30 AM
End: Wed 4/17/2019 10:00 AM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: TA'SHA WILLIAMS (States Attorney)

4/17/19 status

3/14/19 PNG to all charges

From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Tuesday, March 12, 2019 5:12 PM
To: sao media (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: NBC URGENT REQUEST

Hi,

I'm following up on my voicemail. Can you tell me if the 16 counts from the Grand jury supersede the 1 count of Disorderly conduct that was charged last month in the Smollett case?

So, the total number of charges is 16 – NOT 17?

Thanks!

Ash-har Quraishi | Reporter

NBC5 Chicago

454 N. Columbus Drive

Chicago, IL 60611

Office: 312-836-3010

Cell: 312-802-6999

@ashhar_quraishi



Subject: Jussie Smollett
Location: room 101

Start: Thu 3/14/2019 9:00 AM
End: Thu 3/14/2019 9:30 AM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: RISA LANIER (States Attorney)

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, March 13, 2019 12:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing tomorrow

Hi Tandra,

Checking in on tomorrow. Is anyone from your office planning to speak in the lobby following the hearing?

Is this considered an arraignment or judge assignment hearing? Does Smollett enter a plea, etc?

Thank you,

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 12:22 PM
To: Parks, Brad
Subject: Re: Smollett hearing tomorrow

Hi Brad,

No - we have no comment as this matter is pending litigation. Both should occur tomorrow - judge assignment and then arraignment, where defendant enters a formal plea to the charges.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, March 13, 2019 12:17 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing tomorrow

Hi Tandra,

Checking in on tomorrow. Is anyone from your office planning to speak in the lobby following the hearing?

Is this considered an arraignment or judge assignment hearing? Does Smollett enter a plea, etc?

Thank you,

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, March 13, 2019 12:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett hearing tomorrow

Thank you – appreciate it, as always.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 13, 2019 12:22 PM
To: Parks, Brad <Brad.Parks@turner.com>
Subject: Re: Smollett hearing tomorrow

Hi Brad,

No - we have no comment as this matter is pending litigation. Both should occur tomorrow - judge assignment and then arraignment, where defendant enters a formal plea to the charges.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, March 13, 2019 12:17 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing tomorrow

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Brad

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Supervising Producer
CNN Chicago
(213) 281-0853

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 13, 2019 2:09 PM
To: ROBERT FOLEY (States Attorney)
Cc: Gorner, Jeremy
Subject: Foxx texts/emails regarding Smollett

Hi Robert -- we see your office has provided texts/emails to and from State's Attorney Foxx, as well as other documents, that have to do with her communications re: Jussie Smollett and the subsequent recusal. Any chance you can send those over to us now that they've been made public?

Thanks --

Megan and Jeremy

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 13, 2019 2:41 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Cc: Gorner, Jeremy
Subject: Fw: Foxx texts/emails regarding Smollett

Hi Tandra and Kiera - looping you in on this document request. Anything you could provide would be helpful - thanks very much.

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Chicago Tribune
O: 312-222-3116
C: 312-522-4409

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Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 13, 2019 2:58 PM
To: TANDRA SIMONTON (States Attorney)
Attachments: responsive.pdf

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

 Call

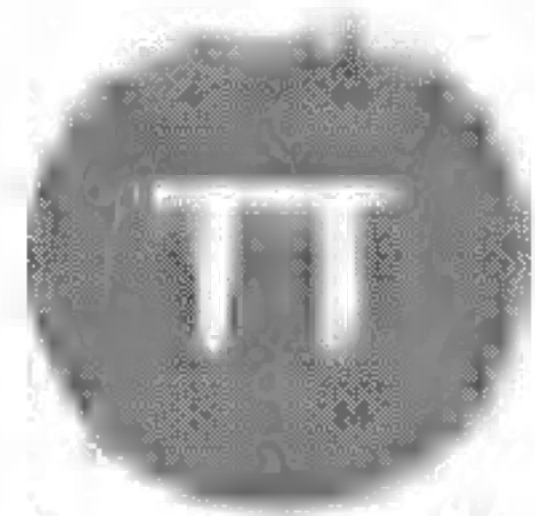
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

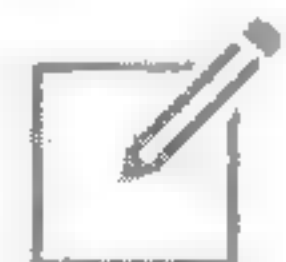
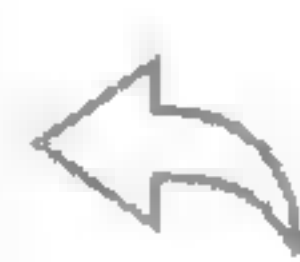
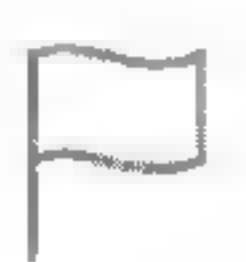
**Call**

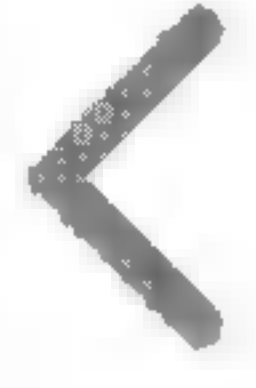
February 1, 2019 at 4:54 AM

 Found in Gmail Inbox

Hi Kim - I sent an email to your work address I think as well. I wanted to give you a call on behalf of Jussie Smollett and family who I know. They have concerns about the investigation. I am on an 8 am flight to nyc but please call me before then. I land about. 1015 Chicago time. My cell is [REDACTED] Many thanks!

Sent from my iPhone





iMessage
Fri, Feb 1, 11:13 AM

Hello Kim. This is [REDACTED]

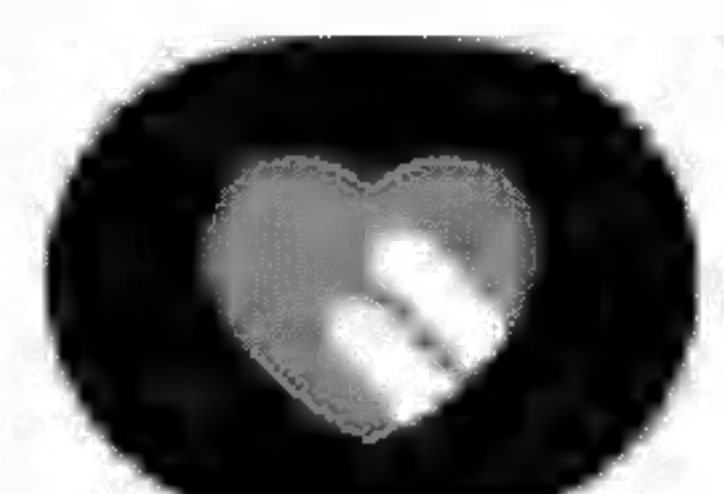
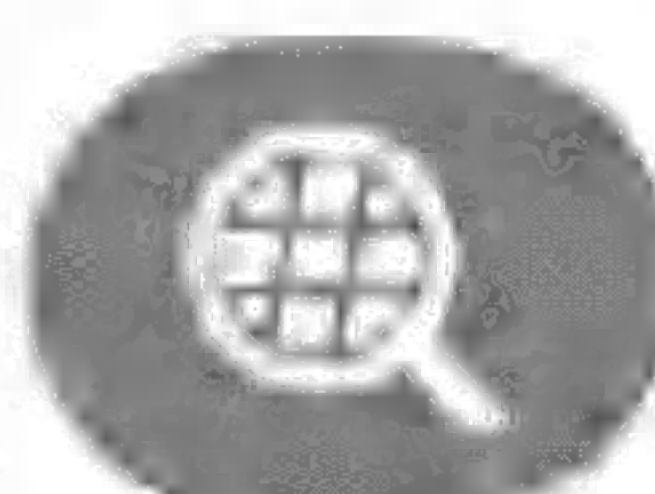
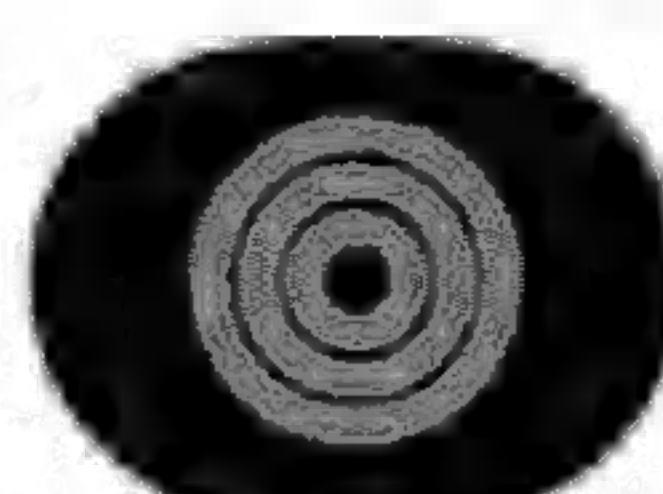
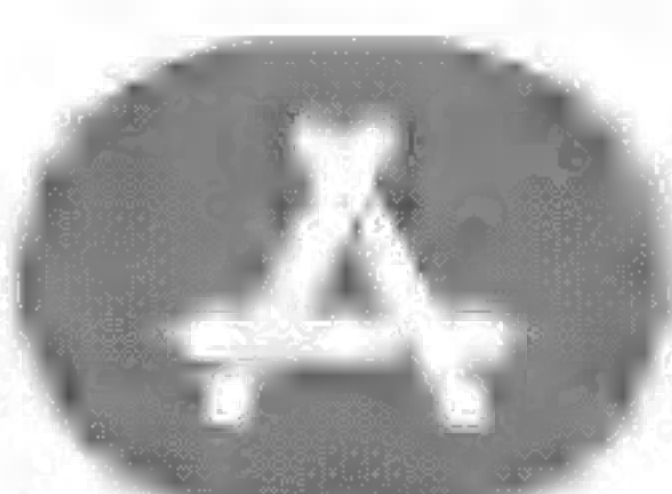
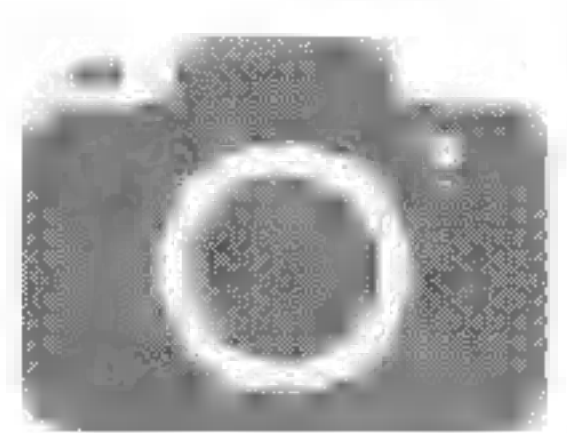
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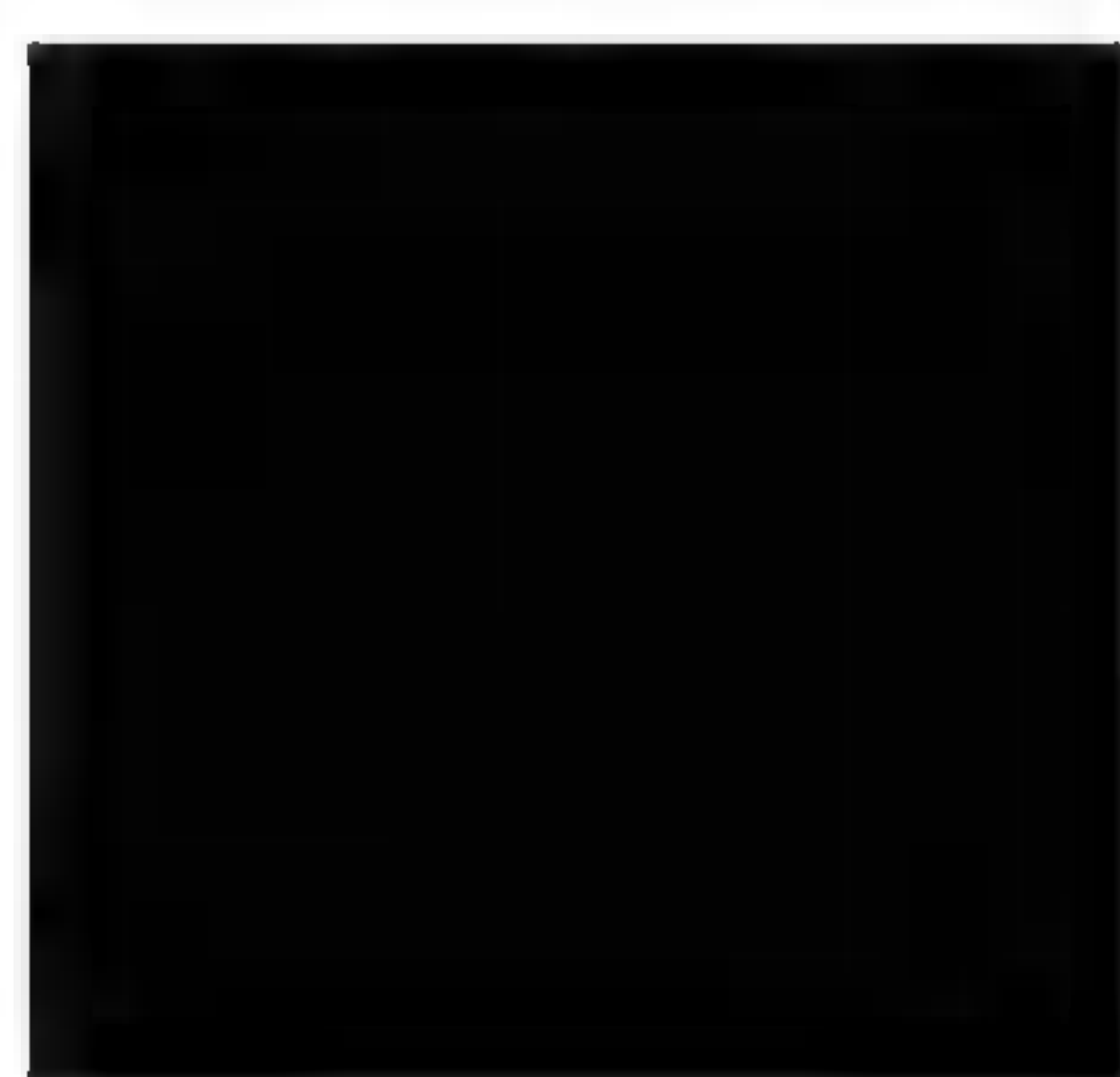
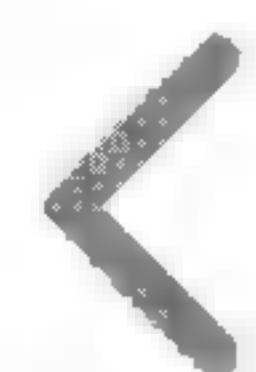
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Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

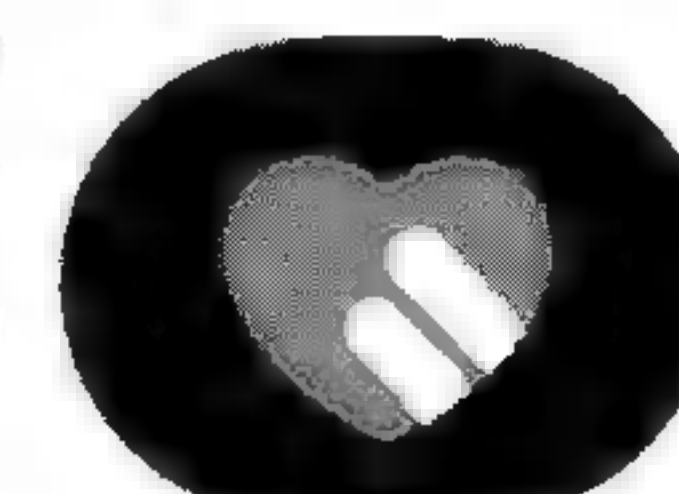
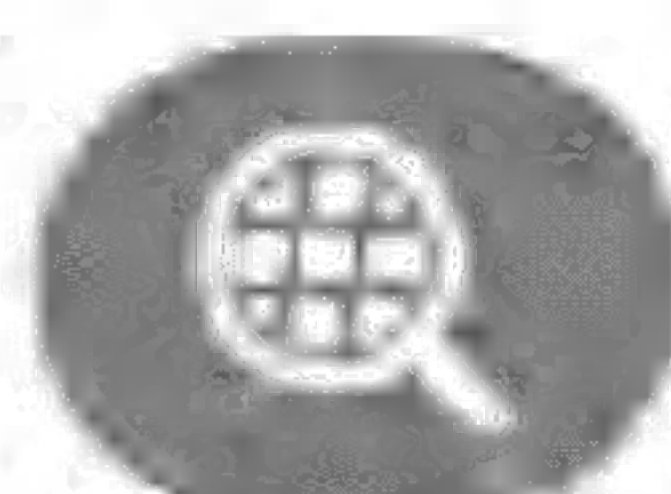
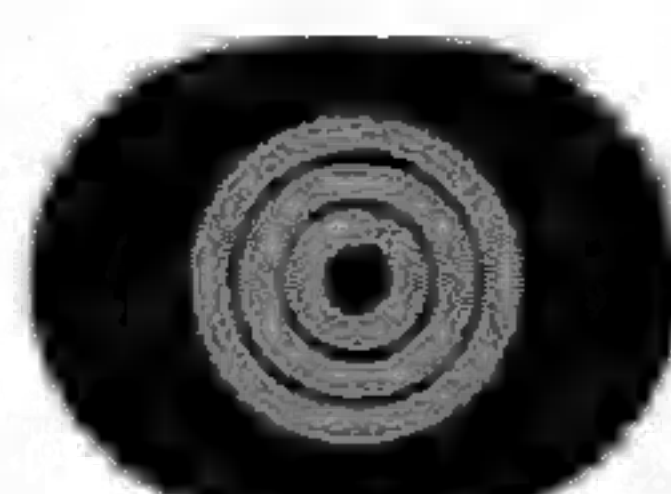
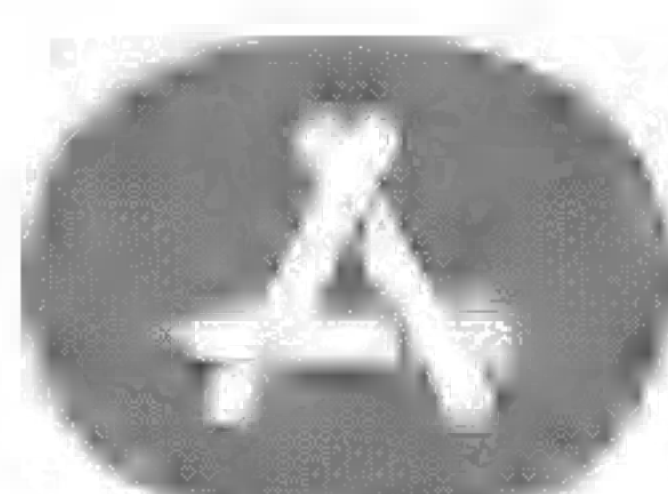
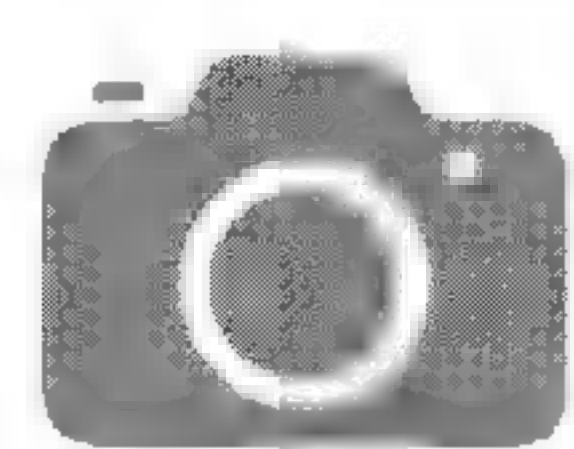
Mon, Feb 4, 11:52 AM

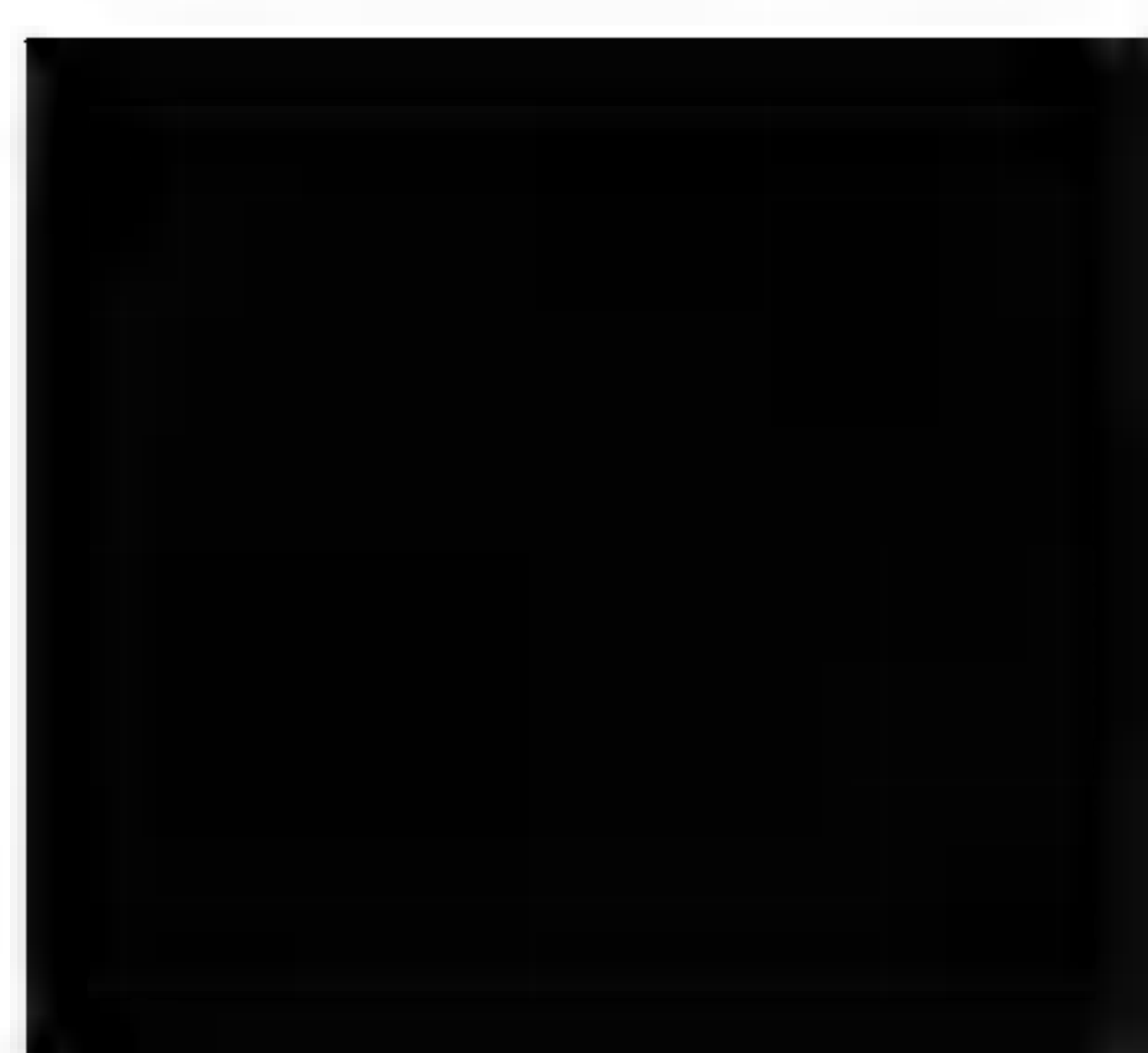
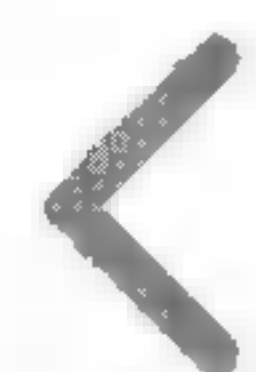
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Yes

Ok calling you now





Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

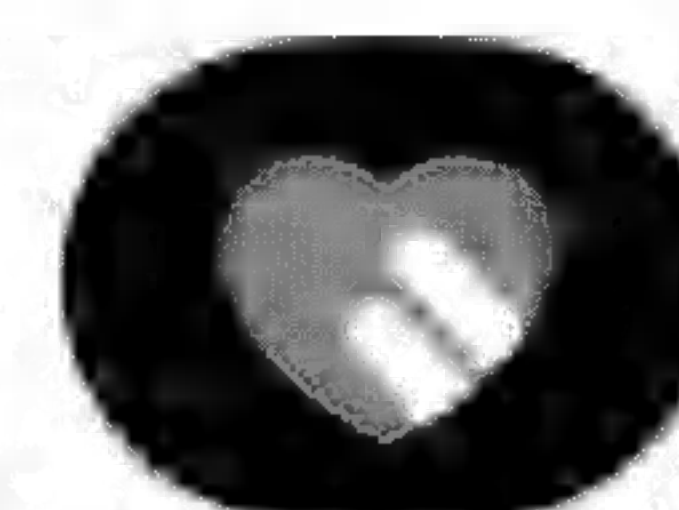
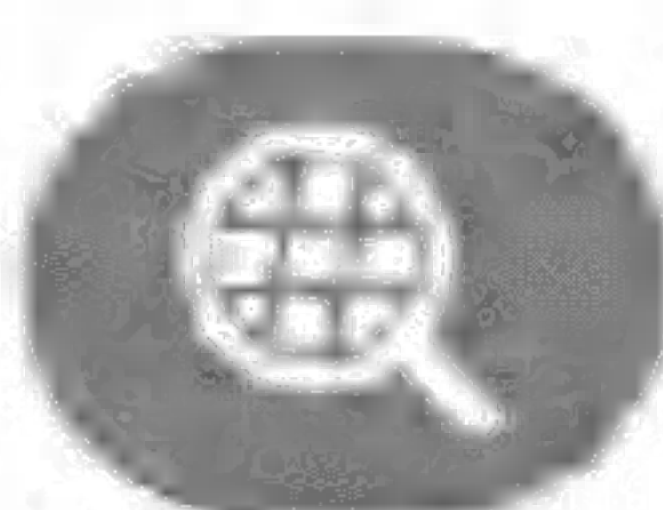
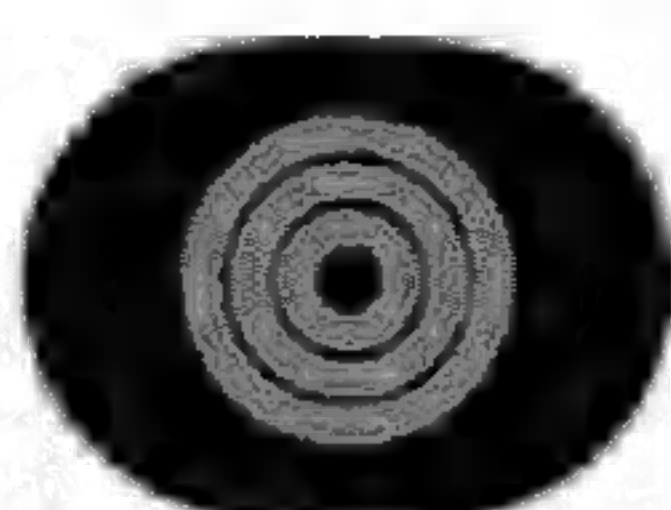
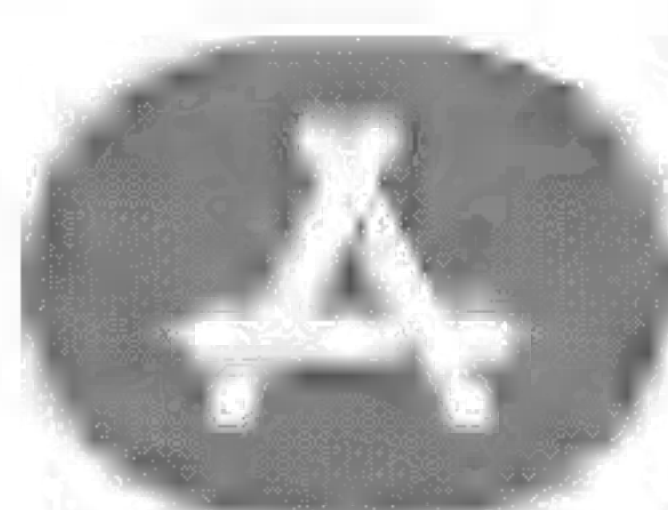
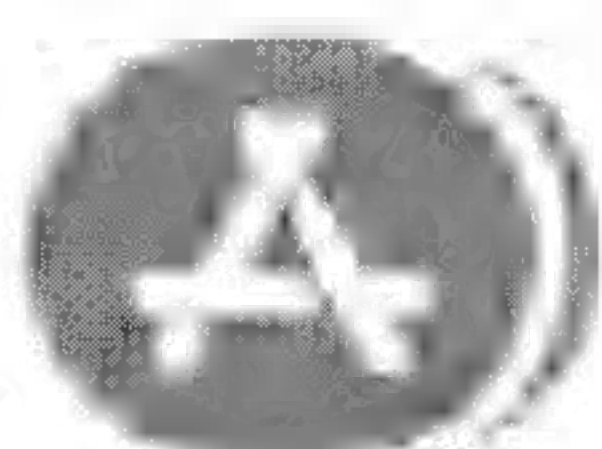
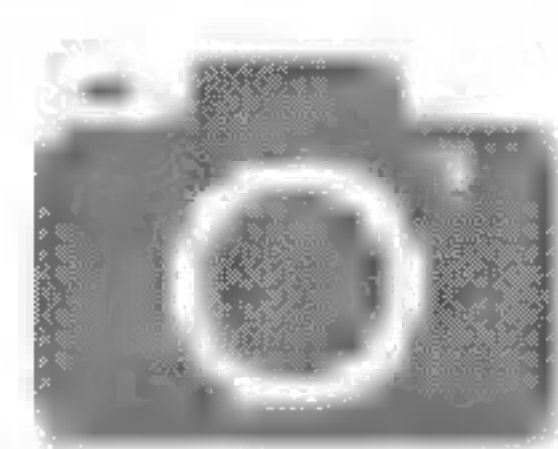
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Hi sorry was in training. Available now to speak if you can

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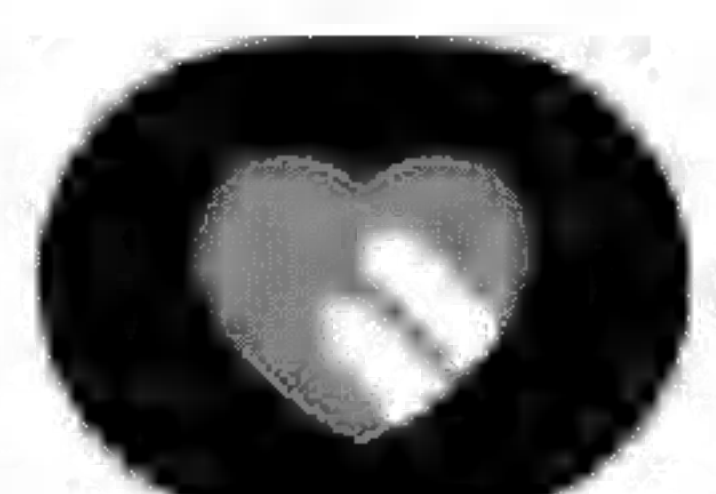
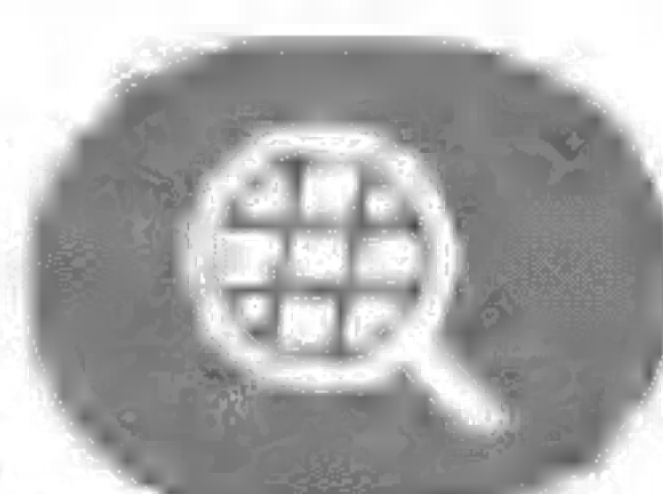
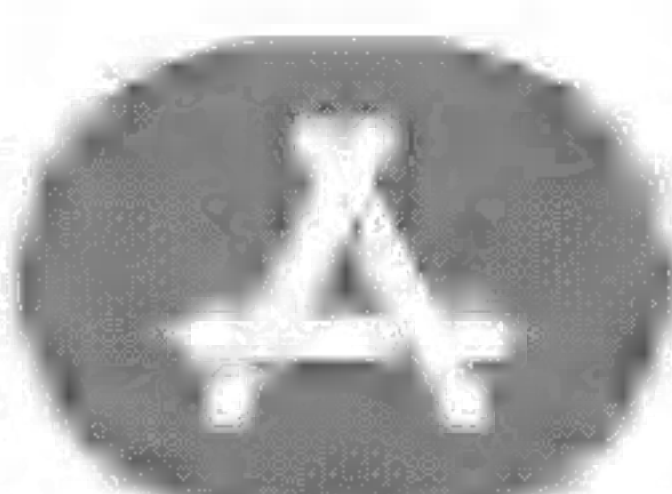
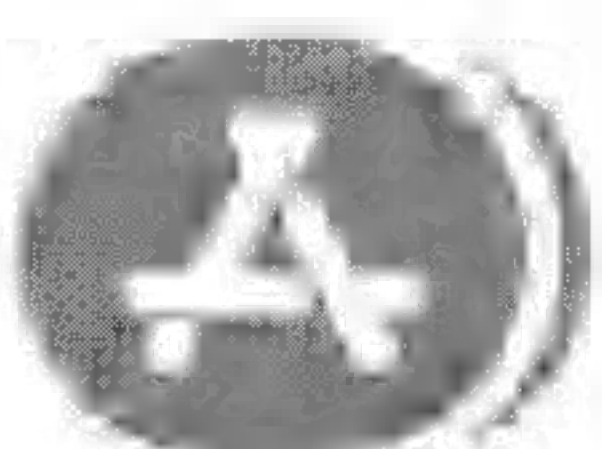
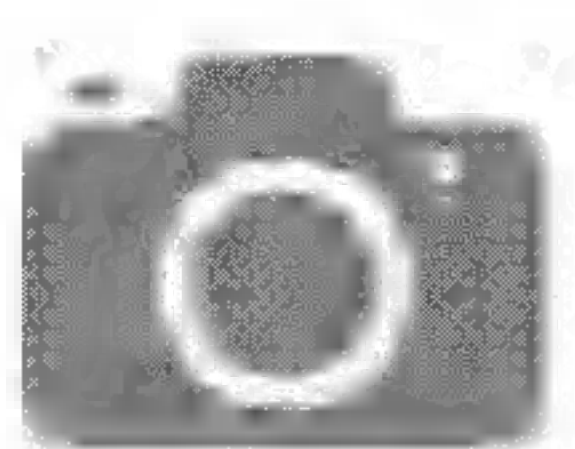
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[← All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

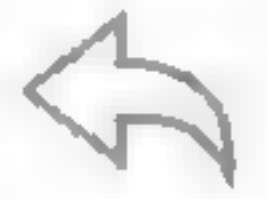
To: Tina Tchen

Details



Spoke to the Superintendent Johnson. I convinced him to Reach out to FBI to ask that they take over the investigation. He is reaching out now and will get back to me shortly.

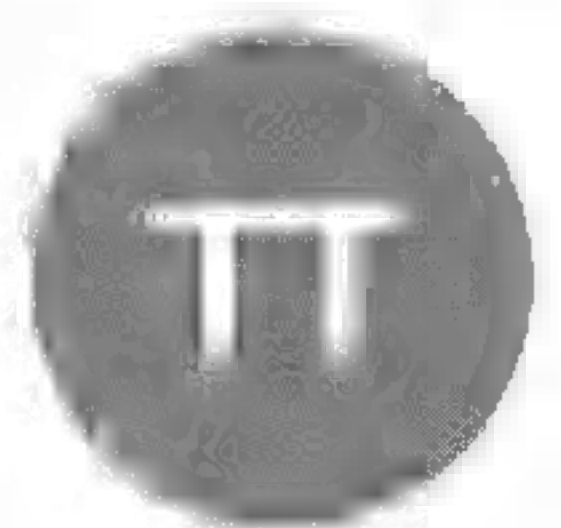
Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

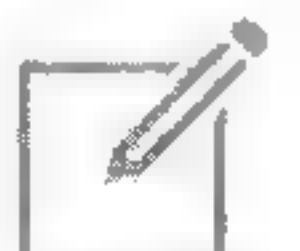
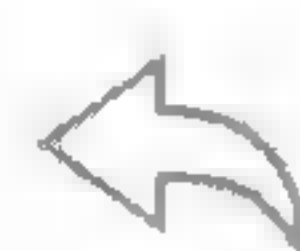
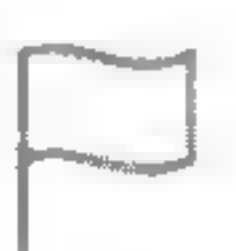
To: Kim Foxx

Details



Thank you. I think [REDACTED]
[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 3:00 PM
To: Crepeau, Megan; KIERA ELLIS (States Attorney)
Cc: Gorner, Jeremy; ROBERT FOLEY (States Attorney)
Subject: Re: Foxx texts/emails regarding Smollett
Attachments: responsive.pdf

Hi Megan -

Please see the attached; Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
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 Call

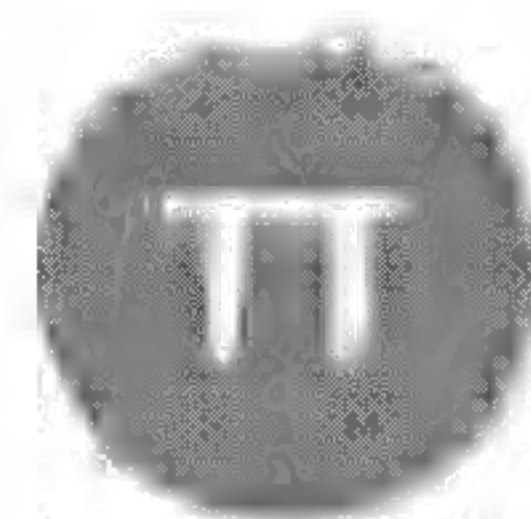
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

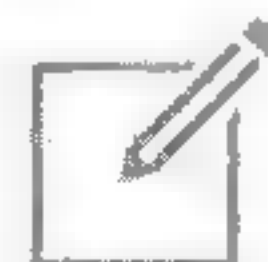
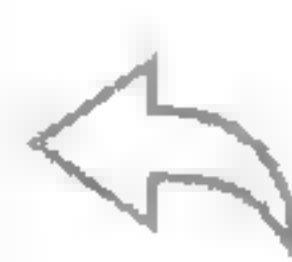
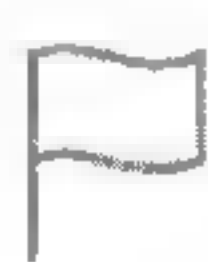
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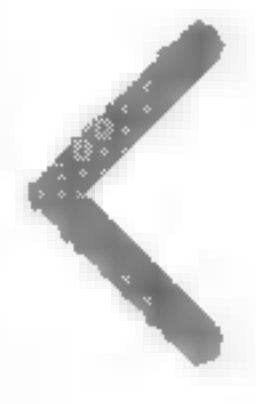
February 1, 2019 at 4:54 AM

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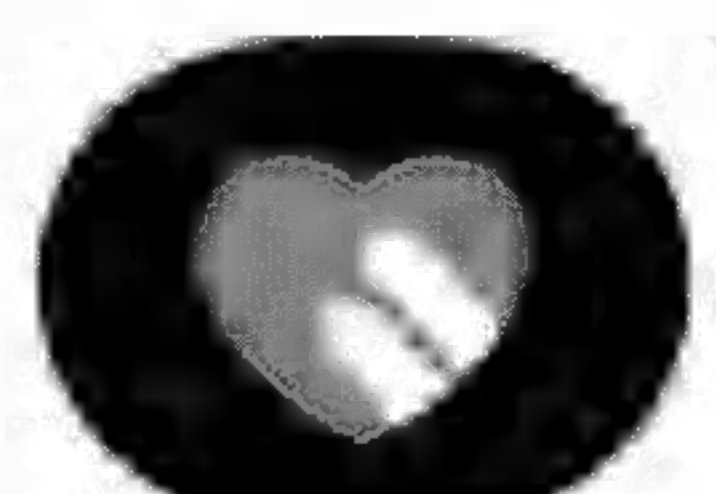
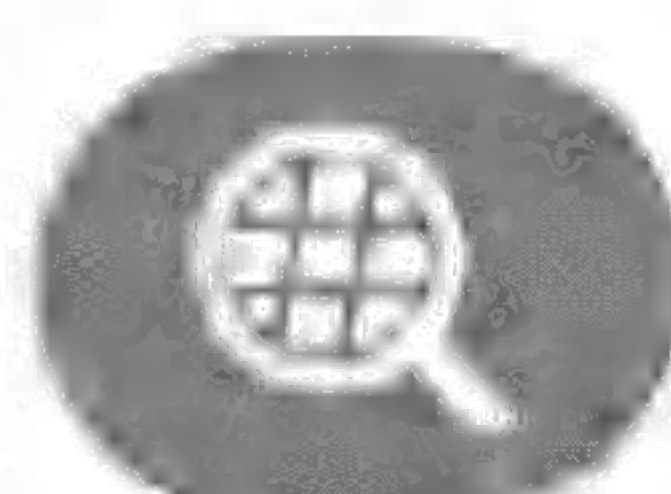
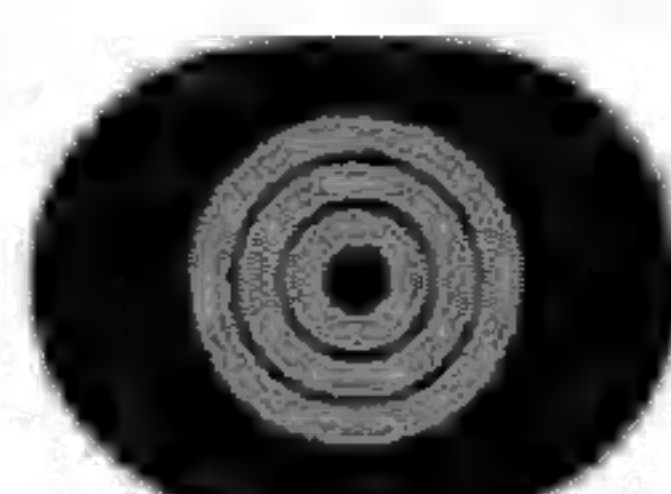
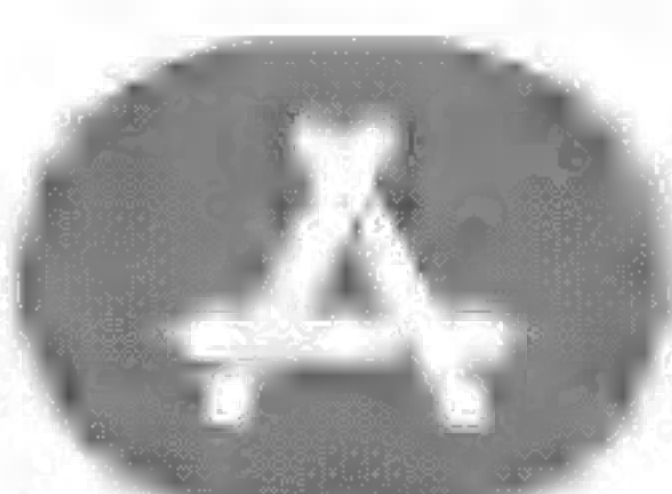
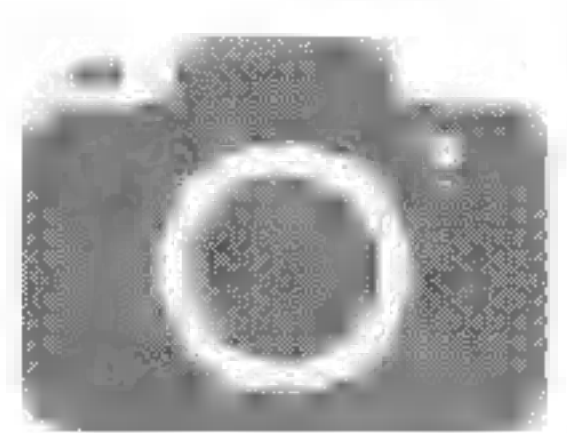
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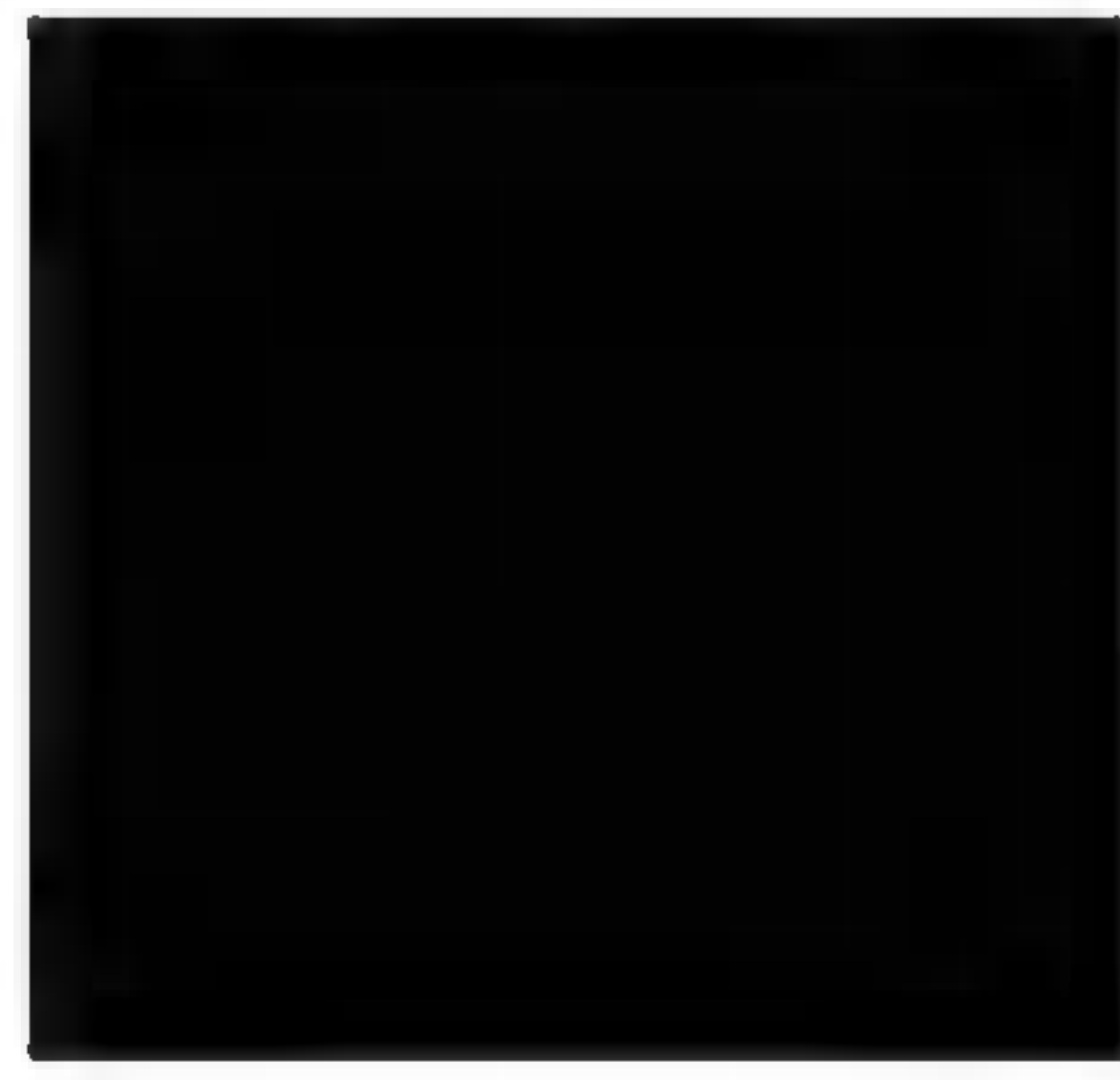
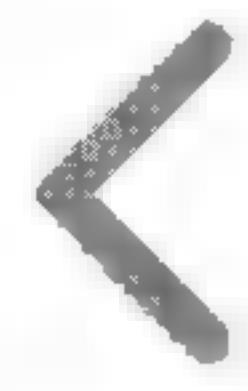
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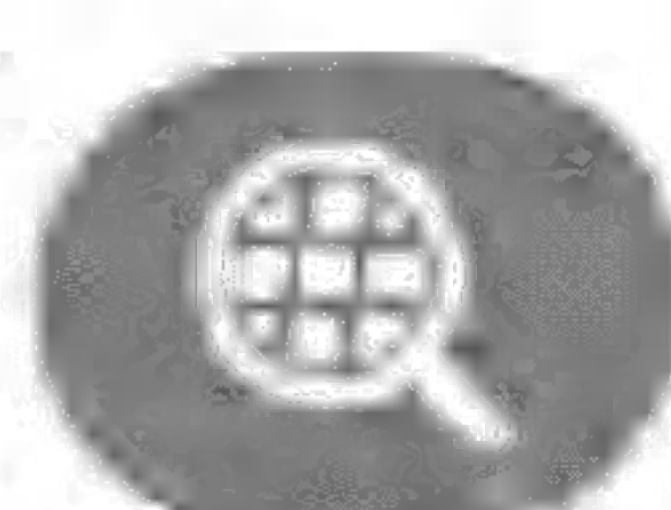
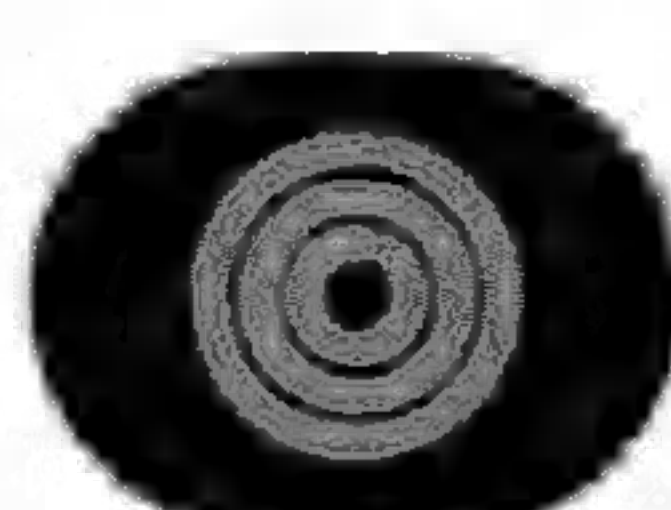
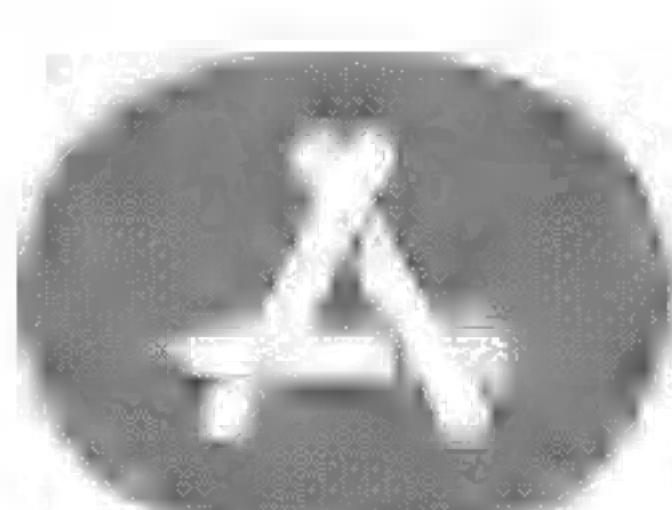
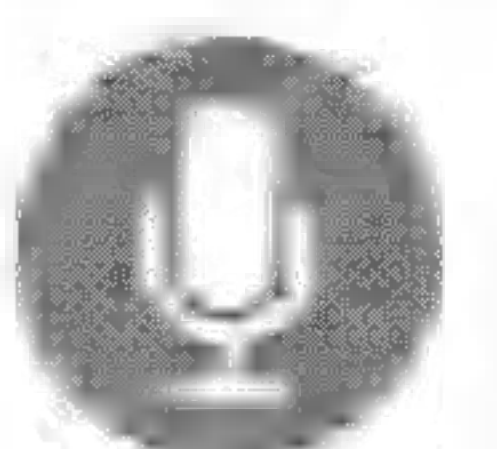
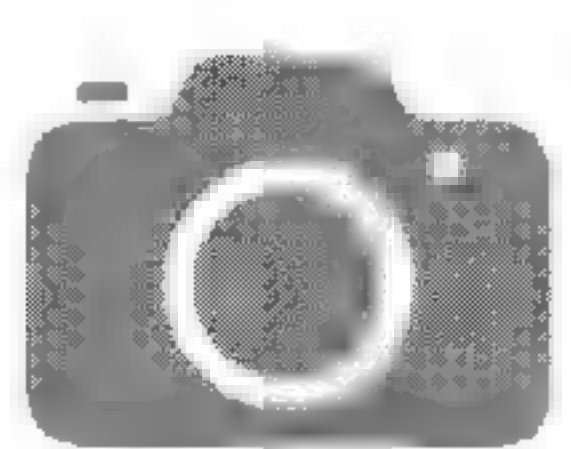
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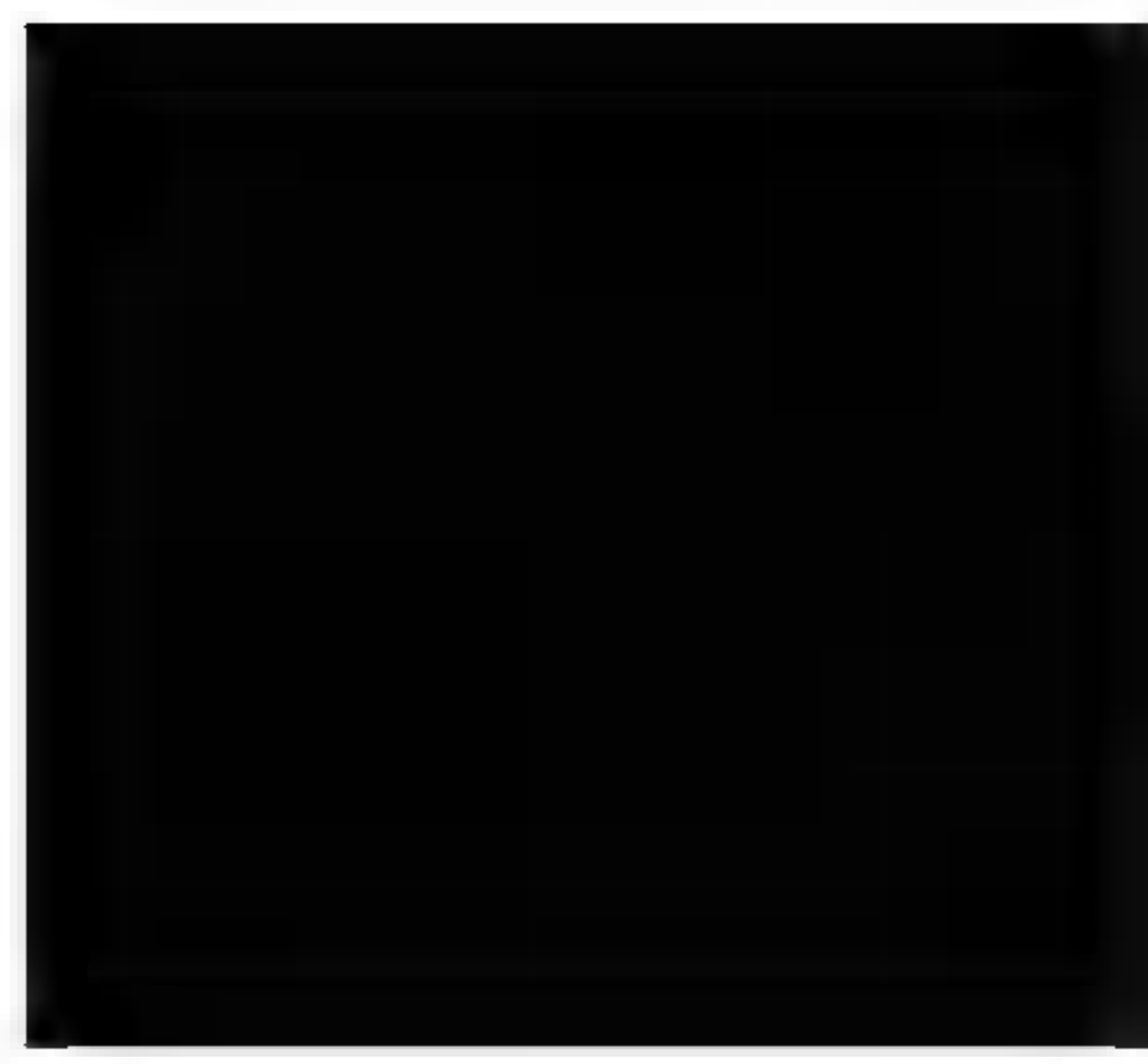
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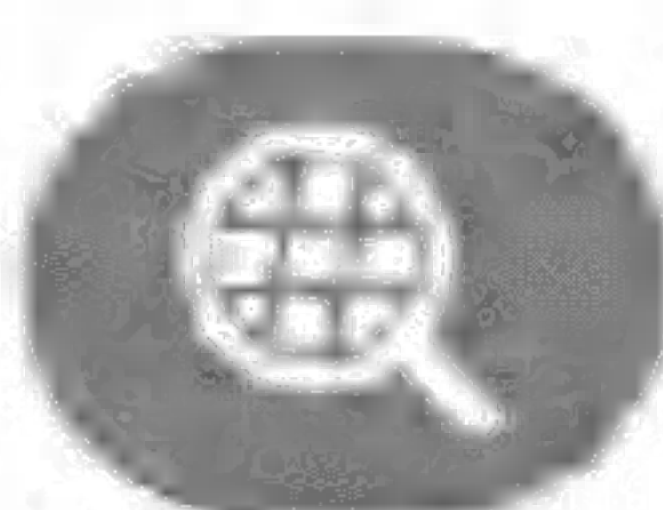
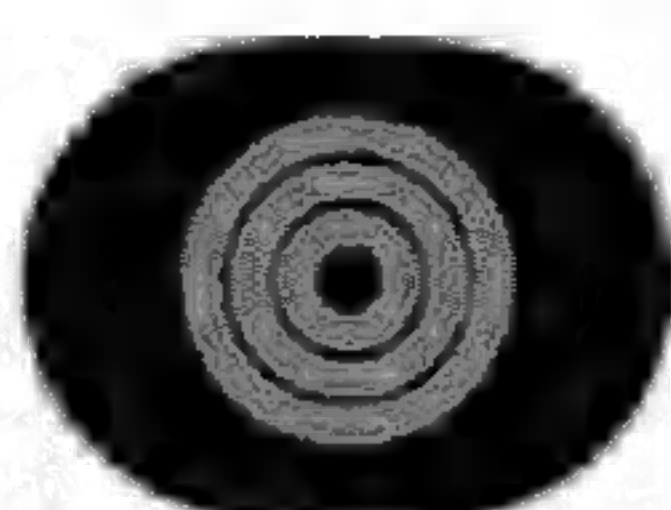
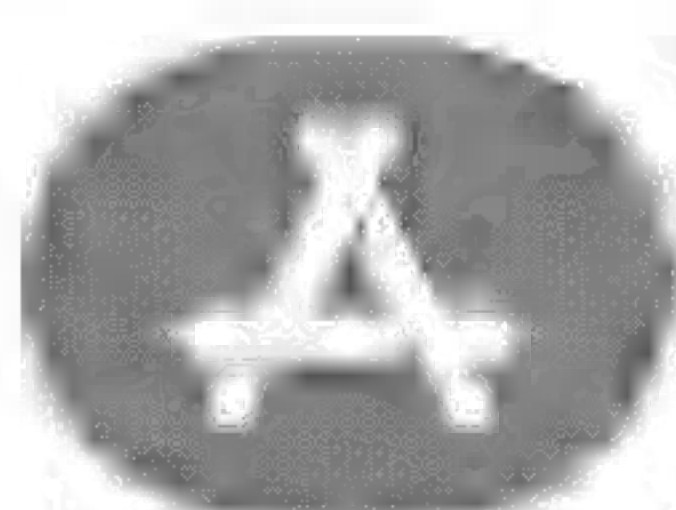
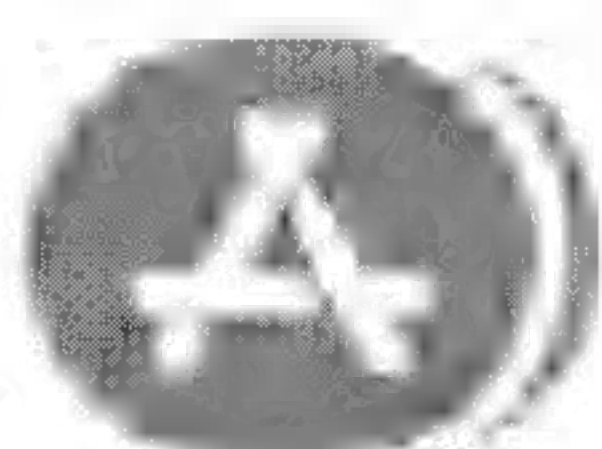
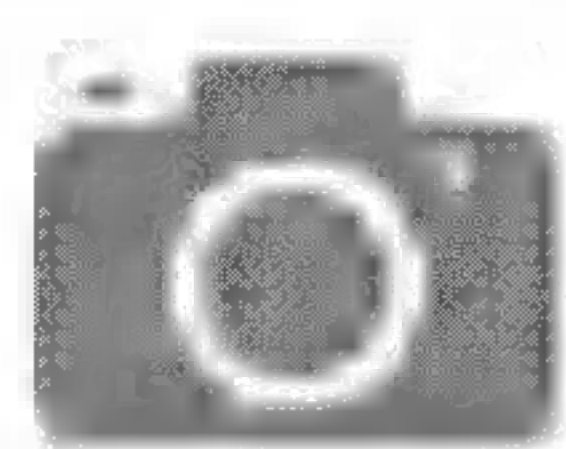
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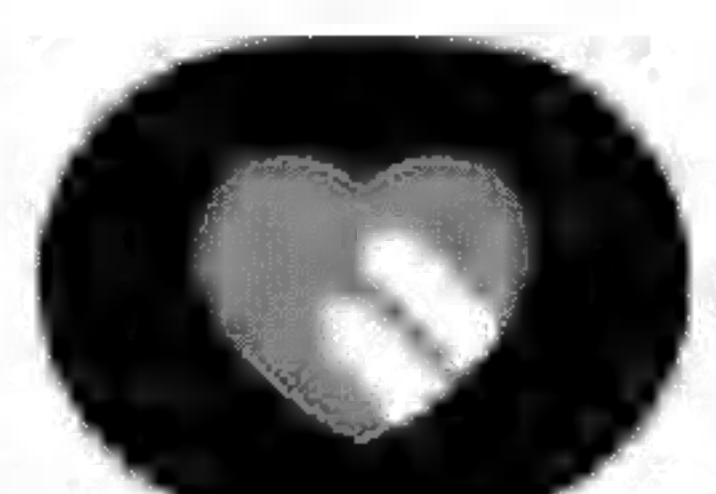
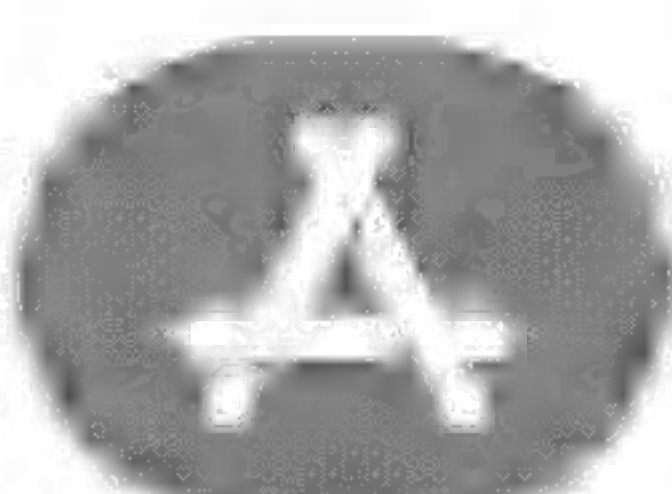
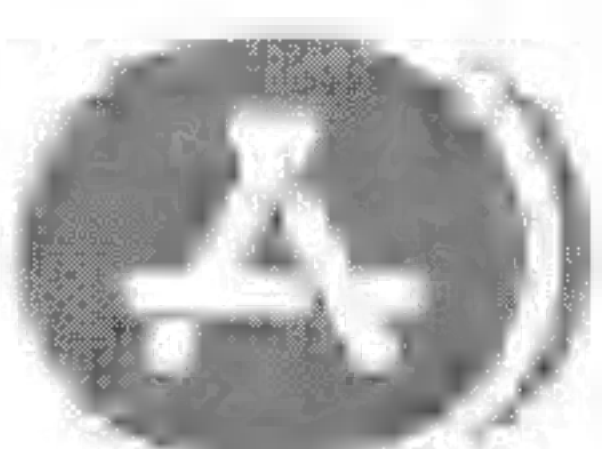
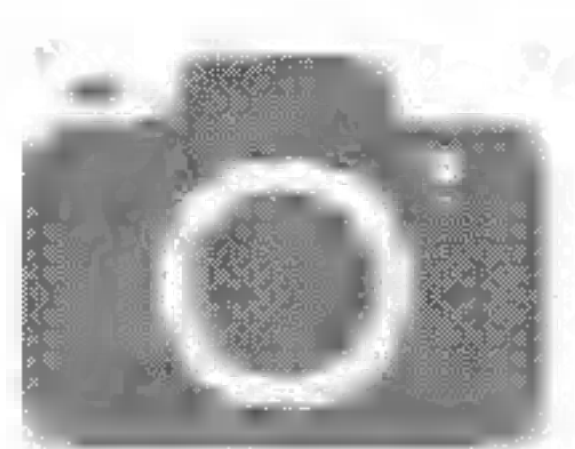
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

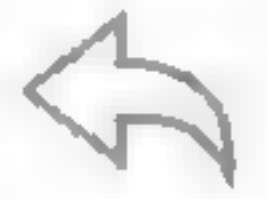
To: Tina Tchen

Details



Spoke to the Superintendent Johnson. I convinced him to Reach out to FBI to ask that they take over the investigation. He is reaching out now and will get back to me shortly.

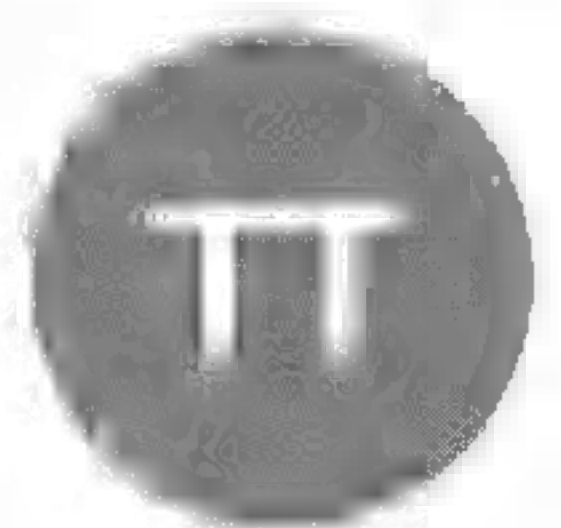
Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

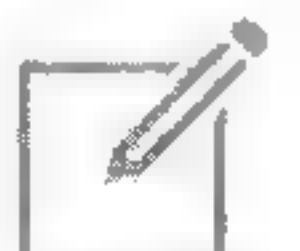
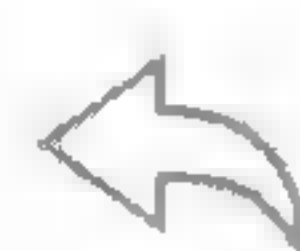
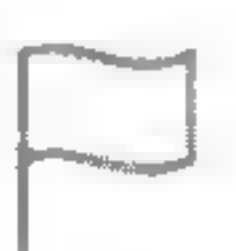
To: Kim Foxx

Details



Thank you. I think [REDACTED]
[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)

From: CHLOE RASMAS (States Attorney)
Sent: Wednesday, March 13, 2019 3:28 PM
To: ROBERT FOLEY (States Attorney)
Subject: FW: NBC Request
Attachments: 3.13.19CAPITANINI.pdf; responsive.pdf

From: SAO FOIA (States Attorney)
Sent: Wednesday, March 13, 2019 3:17 PM
To: 'Capitanini, Lisa (NBCUniversal)' <Lisa.Capitanini@nbcuni.com>
Cc: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>; SAO FOIA (States Attorney) <SAO.FOIA@cookcountyil.gov>; SAO FOIA (States Attorney) <SAO.FOIA@cookcountyil.gov>
Subject: RE: NBC Request

Please see attached.

From: Capitanini, Lisa (NBCUniversal) <Lisa.Capitanini@nbcuni.com>
Sent: Wednesday, March 13, 2019 1:48 PM
To: SAO FOIA (States Attorney) <SAO.FOIA@cookcountyil.gov>
Cc: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Subject: NBC Request

454 North Columbus Drive
Chicago, IL 60611-5555
312-836-5555

A Division of National Broadcasting
Company, Inc.
www.nbcchicago.com



(date)

Dear FOIA officer

This is a request under the U.S. Freedom of Information Act and the Illinois Freedom of Information Act.

I would like copies of all documents related to the FOIA request given to the Sun Times in relation to the Smollett investigation. If this is not possible I am requesting the following: all emails and texts of Kim Foxx containing the words "smollett," and or "Tina Tchen" for the month of February 2019.

Please send a copy of the records to me at the address listed here. I would also be happy to accept the records electronically, via my e-mail address at lisa.capitanini@nbcuni.com. Because these records are in the public interest, I ask that you waive any reproduction fee.

If you deny this request, please tell me on what grounds, and to whom I should appeal. And if you have any questions concerning this request, please don't hesitate to contact me. Thank you so much for your time and consideration in this matter.

Sincerely,

Lisa Capitanini
Producer

Lisa Capitanini
Investigative Producer
NBC5 Chicago
312-836-5704





OFFICE OF THE STATE'S ATTORNEY
COOK COUNTY, ILLINOIS

KIMBERLY M. FOXX
STATE'S ATTORNEY

CHLOE K. RASMAS
FOIA OFFICER

69 W WASHINGTON
CHICAGO, ILLINOIS 60602

WRITER'S E-MAIL ADDRESS:
CHLOE.RASMAS@COOKCOUNTYIL.GOV

WRITER'S DIRECT LINE:
(312) 603-2296

March 13, 2019

VIA EMAIL

Lisa Capitanini
Lisa.Capitanini@nbcuni.com

Re: FOIA Request dated 3/13/19

Dear Ms. Capitanini:

I am responding to the request for documents under the Illinois Freedom of Information Act ("FOIA") statute that was received by the Cook County State's Attorney's Office (the "SAO") on March 13, 2019 via e-mail.

You have asked for: *[A]ll documents related to the FOIA request given to the Sun Times in relation to the Smollett investigation. If this is not possible I am requesting the following: all emails and texts of Kim Foxx containing the words "smollett," and or "Tina Tchen" for the month of February 2019.*

Responsive records are attached.

Please be advised a personal phone number was redacted pursuant to Section 7(1)(b) of FOIA. 5 ILCS 140/7(1)(b) exempts from disclosure, "private information." Private information is defined in Section 2(c-5) as, "...unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal emails addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person." 5 ILCS 140/2(c-5). Therefore, personal phone numbers are exempt pursuant to Section 7(1)(b) and were properly redacted.

The SAO has also redacted the name and identifiers of Smollett's relative pursuant to Section 7(1)(c), on the basis that an invasion of privacy brought by release of the information, which may lead to undue embarrassment, harassment, or unwanted public attention upon purely private individuals, outweighs any legitimate public interest in obtaining the information.

You have a right to appeal this decision to Sarah Pratt, Public Access Counselor, Office of the Illinois Attorney General, 500 S. 2nd Street, Springfield, Illinois 62706, (phone number 1-877-299-FOIA) or to seek judicial review under Section 11 of FOIA, 5 ILCS 140/11 (2017).

Sincerely,

s/Chloe K. Rasmus

Chloe K. Rasmus
FOIA Officer/Policy Analyst
69 W Washington
Chicago, Illinois 60602
(312) 603-2296

 Call

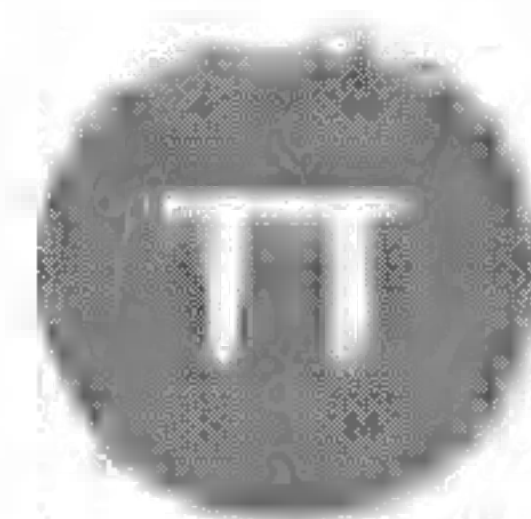
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

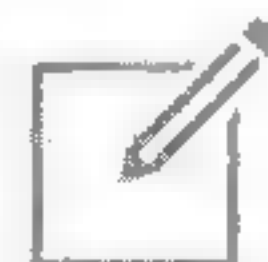
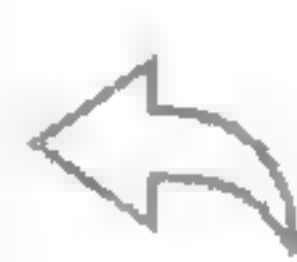
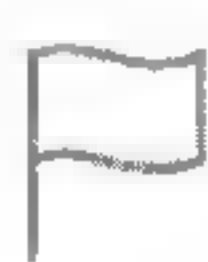
**Call**

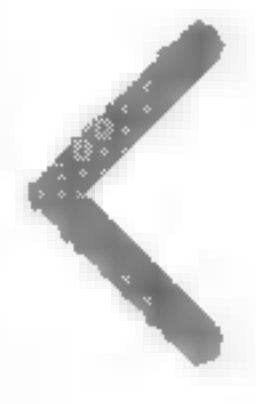
February 1, 2019 at 4:54 AM

 Found in Gmail Inbox

Hi Kim - I sent an email to your work address I think as well. I wanted to give you a call on behalf of Jussie Smollett and family who I know. They have concerns about the investigation. I am on an 8 am flight to nyc but please call me before then. I land about. 1015 Chicago time. My cell is [REDACTED] Many thanks!

Sent from my iPhone





iMessage
Fri, Feb 1, 11:13 AM

Hello Kim. This is [REDACTED]

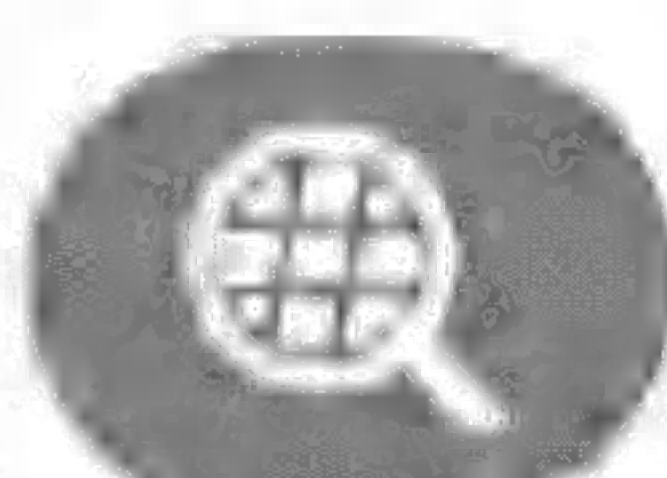
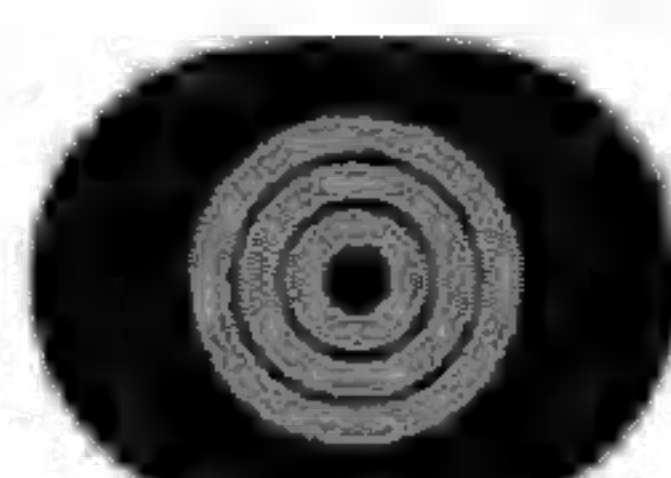
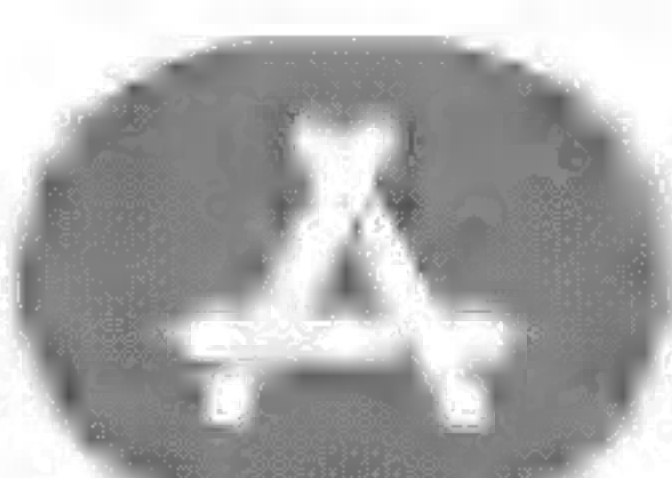
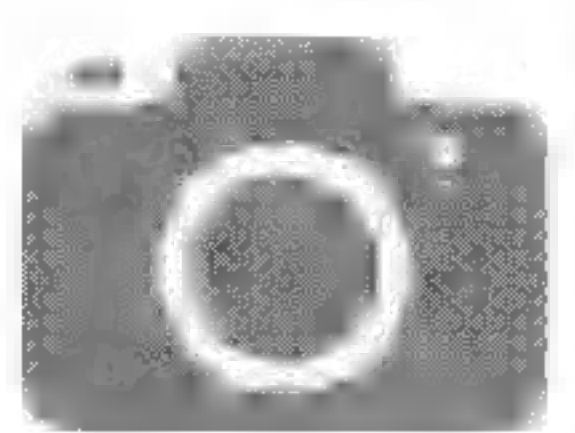
[REDACTED] Are you available to chat? Tina Tchen gave me your number

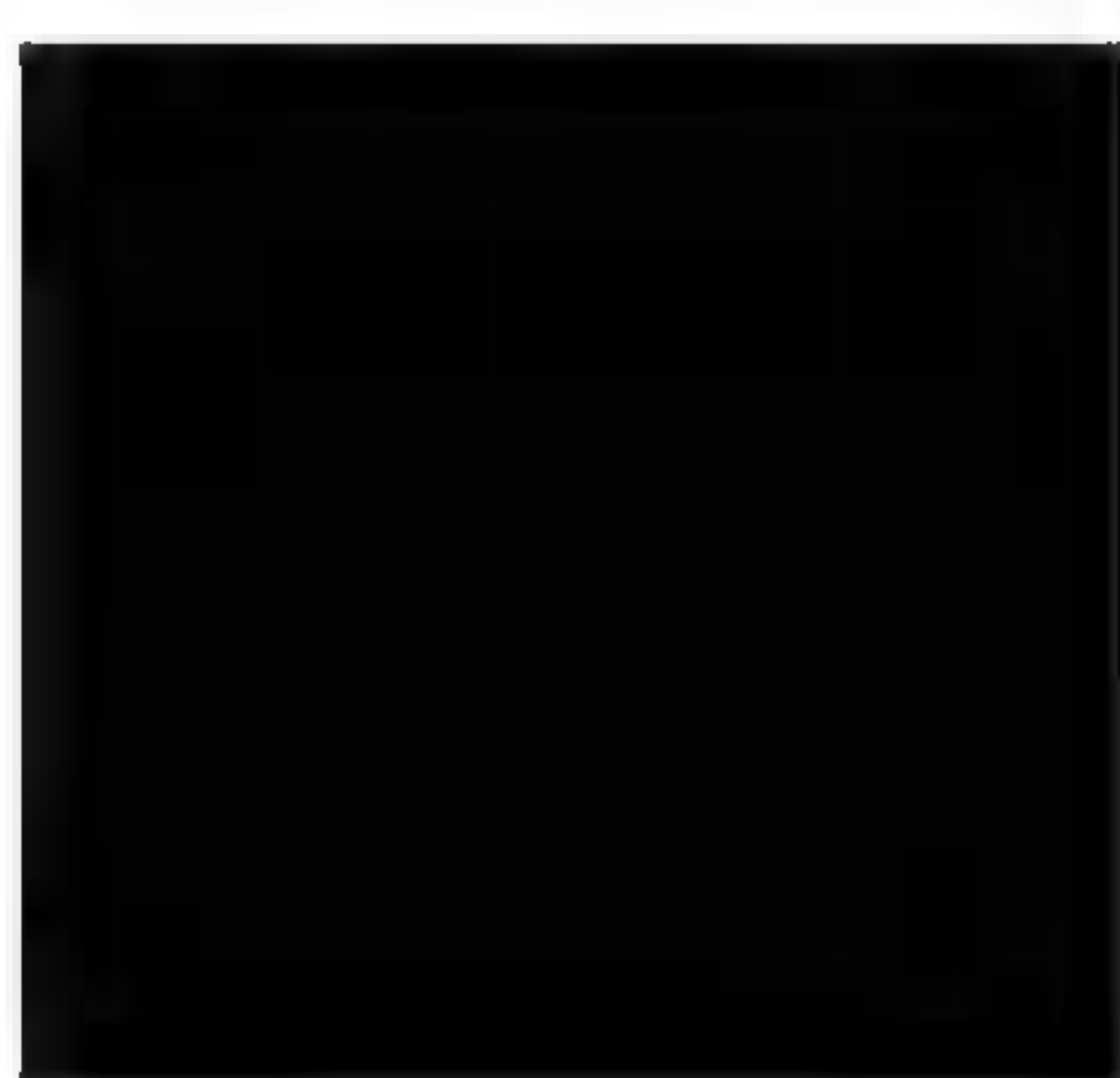
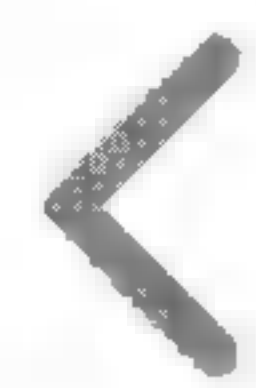
Hi [REDACTED] Are you available in 5 mins? I'm at a conference in DC and will step out. P

Yes i am

Fri, Feb 1, 6:47 PM

Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

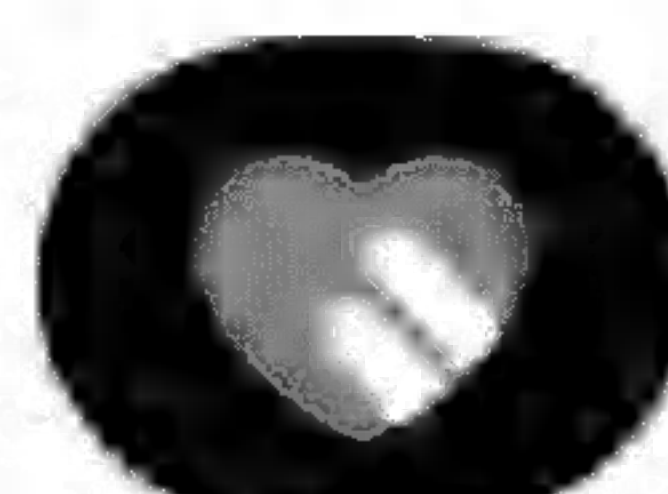
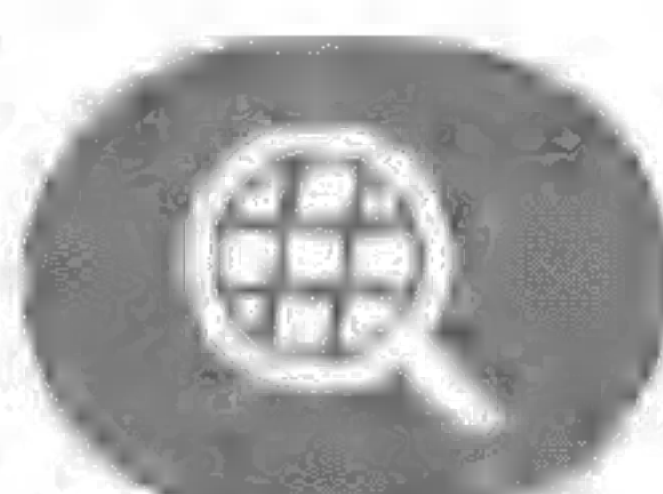
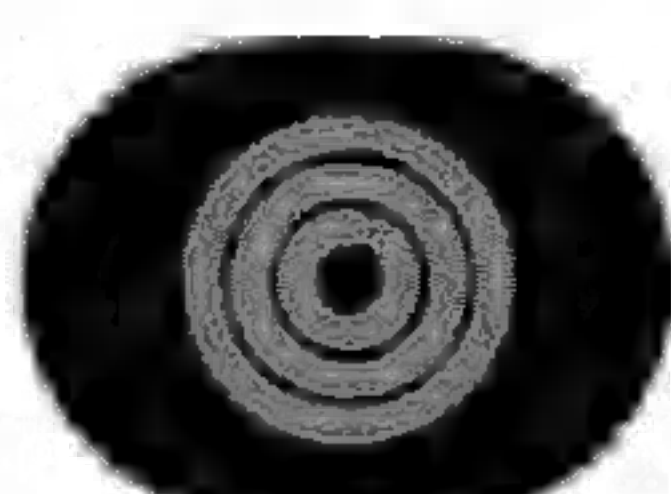
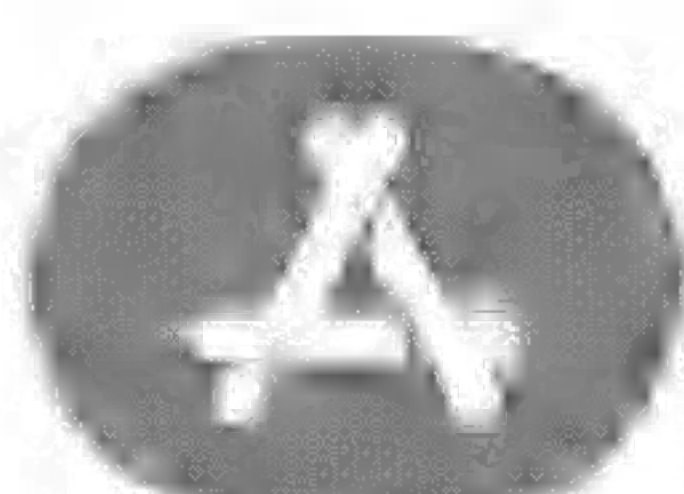
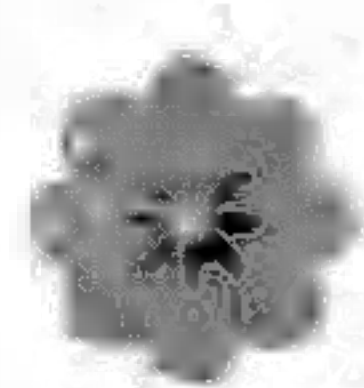
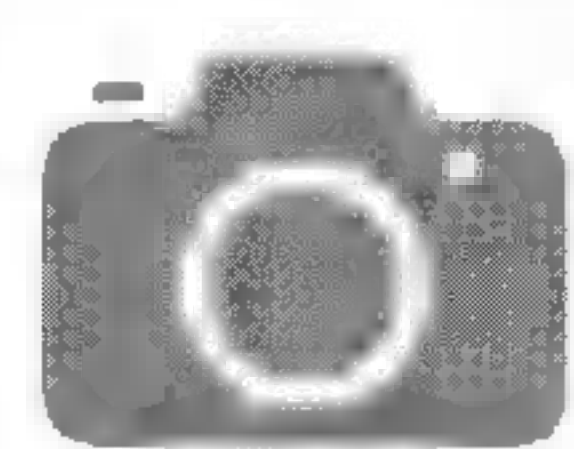
Mon, Feb 4, 11:52 AM

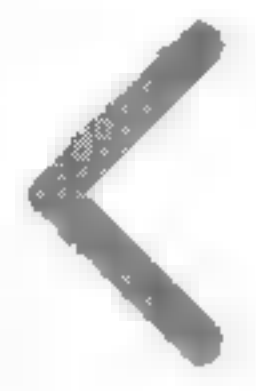
Hey! Hope all is well. I wanted to check in with you about what's happening here when you have a moment.

Ok. Are you available to chat now?

Yes

Ok calling you now





Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

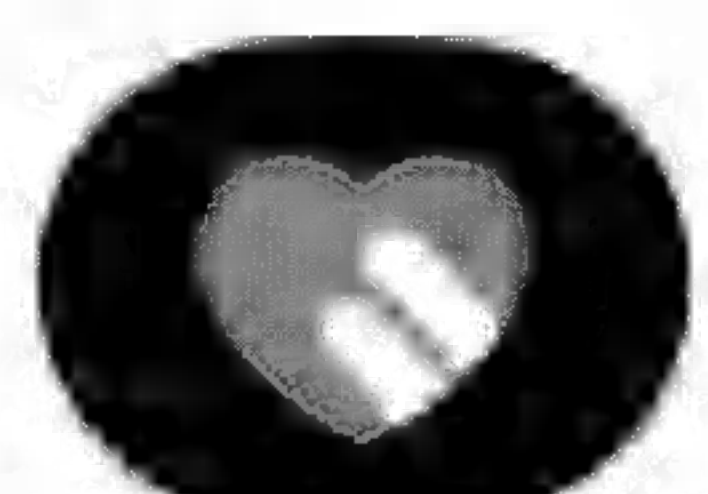
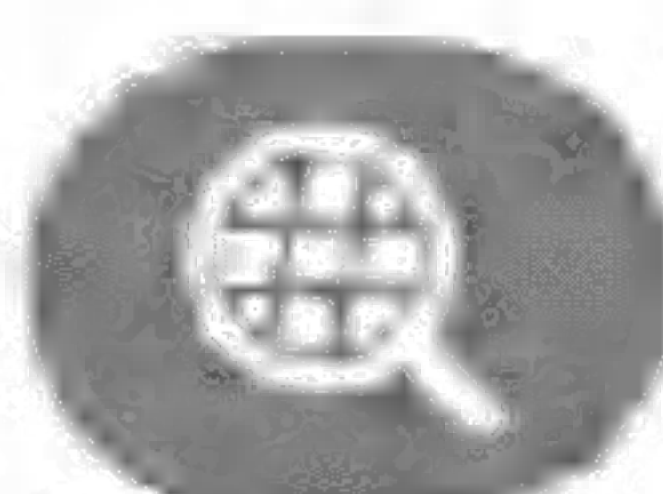
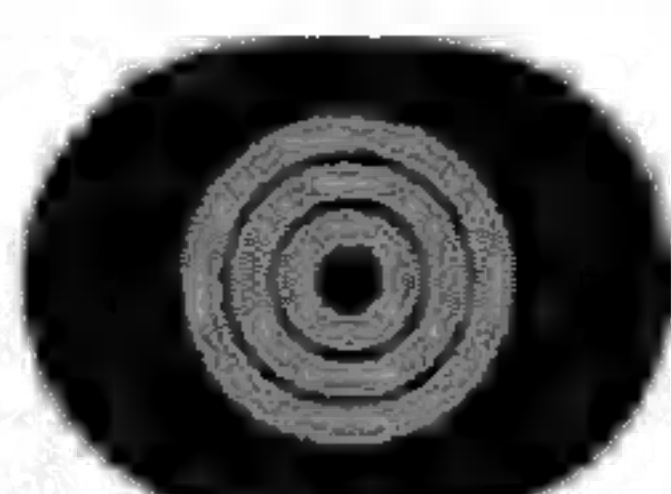
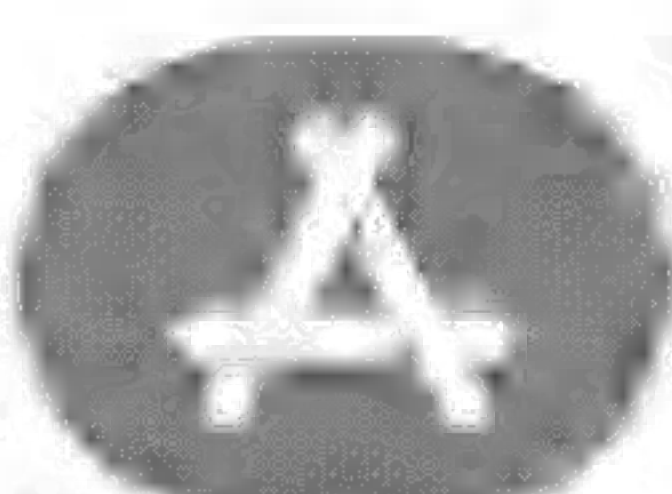
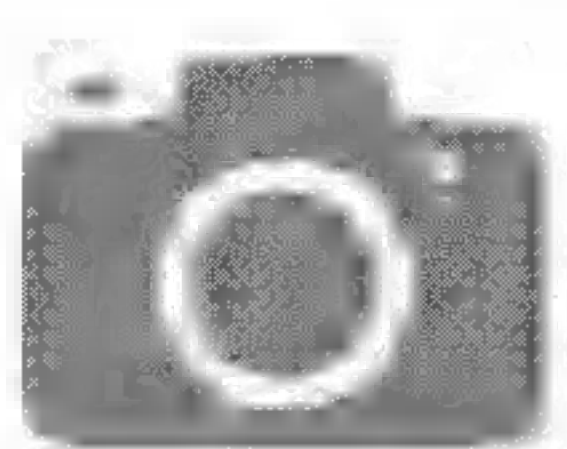
Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM





Tue, Feb 12, 8:19 AM

Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

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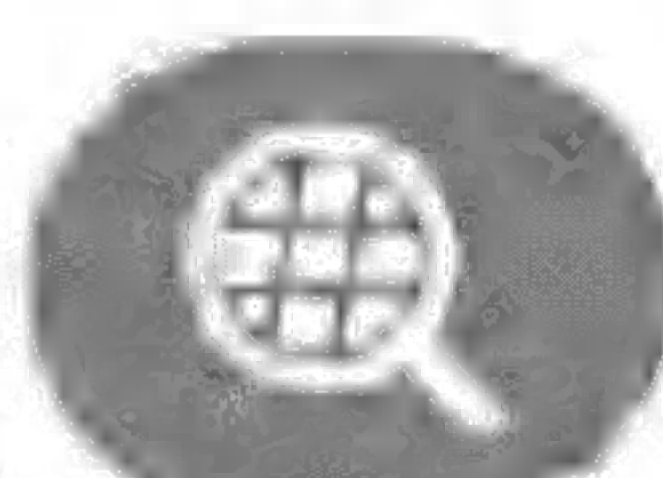
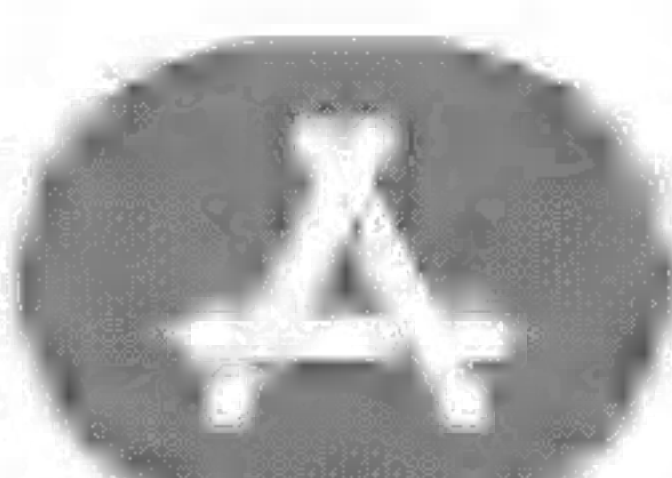
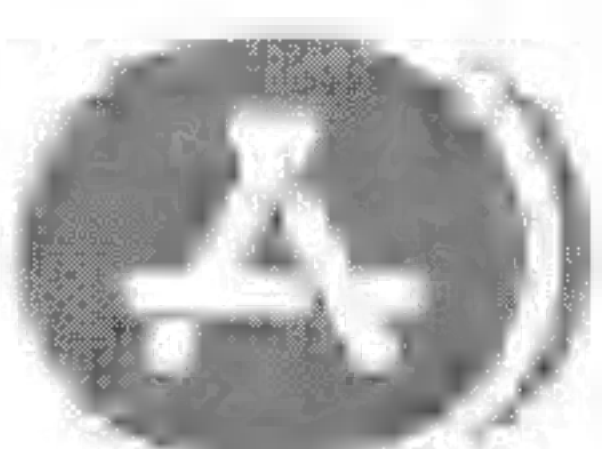
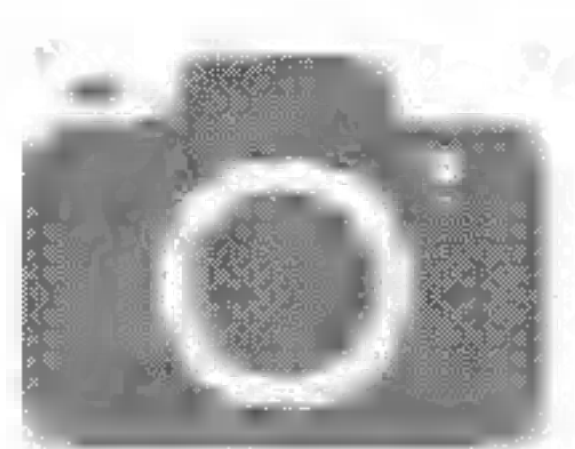
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Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

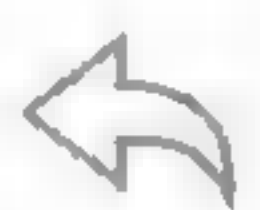
To: Tina Tchen

Details



Spoke to the Superintendent Johnson. I convinced him to Reach out to FBI to ask that they take over the investigation. He is reaching out now and will get back to me shortly.

Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

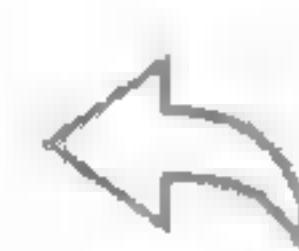
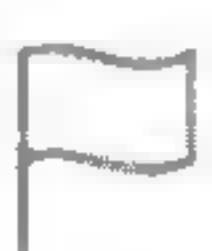
To: Kim Foxx

Details



Thank you. I think [REDACTED]
[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)



From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 13, 2019 3:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Foxx texts/emails regarding Smollett

Hey, thank you for this. I have a couple of clarification questions, can you call my cell please? 312-522-4409.
Thanks.

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 13, 2019 2:59:39 PM
To: Crepeau, Megan; KIERA ELLIS (States Attorney)
Cc: Gorner, Jeremy; ROBERT FOLEY (States Attorney)
Subject: Re: Foxx texts/emails regarding Smollett

EXTERNAL SOURCE
Hi Megan -

Please see the attached; Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 13, 2019 2:40 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Cc: Gorner, Jeremy
Subject: Fw: Foxx texts/emails regarding Smollett

Hi Tandra and Kiera - looping you in on this document request. Anything you could provide would be helpful -
thanks very much.

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Crepeau, Megan
Sent: Wednesday, March 13, 2019 2:09 PM
To: ROBERT FOLEY (States Attorney)
Cc: Gorner, Jeremy
Subject: Foxx texts/emails regarding Smollett

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Thanks --

Megan and Jeremy

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Chicago Tribune
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Cook County State's Attorney's Office
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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Chicago Tribune
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C: 312-522-4409

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Megan and Jeremy

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Patrick Smith <psmith@wbez.org>
Sent: Wednesday, March 13, 2019 4:02 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing

Afternoon Tandra,

Can you tell me time and courtroom for Smollett's hearing tomorrow? Is this just an initial appearance or do you expect more to happen?

Thanks as always,

Patrick

Patrick Smith | Criminal Justice Reporter
O 312.893.8560 C 248.224.6645
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 4:04 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: info re: Smollett
Attachments: responsive.pdf

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

 Call

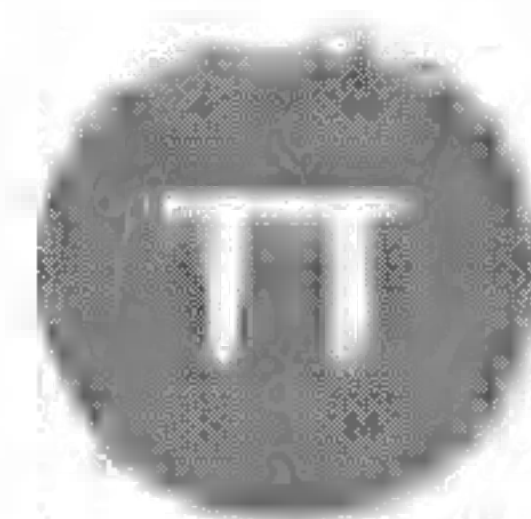
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

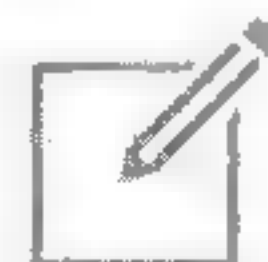
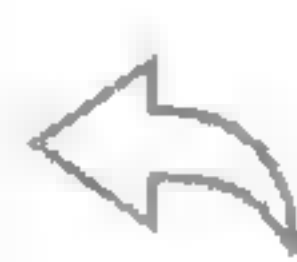
**Call**

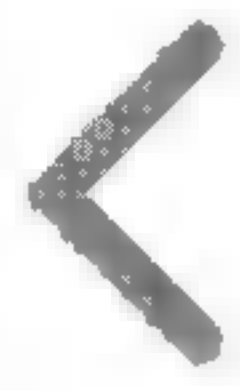
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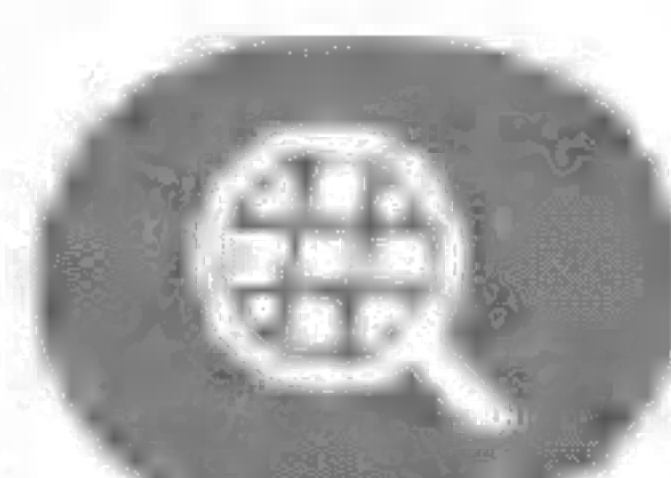
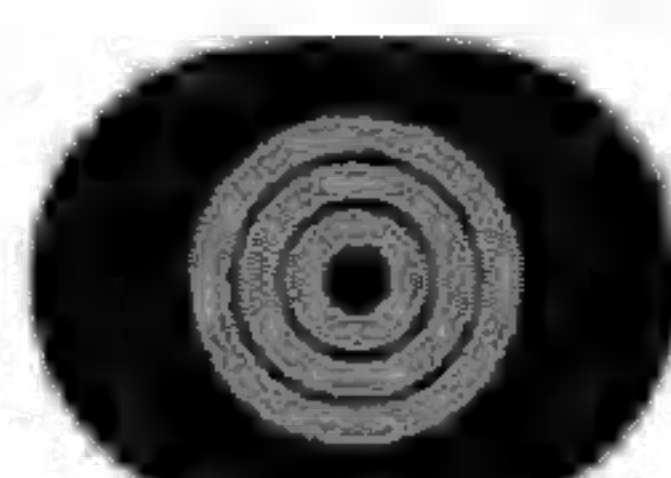
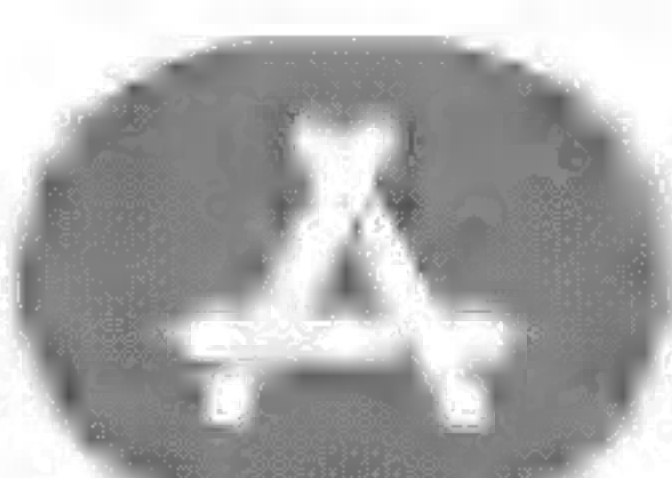
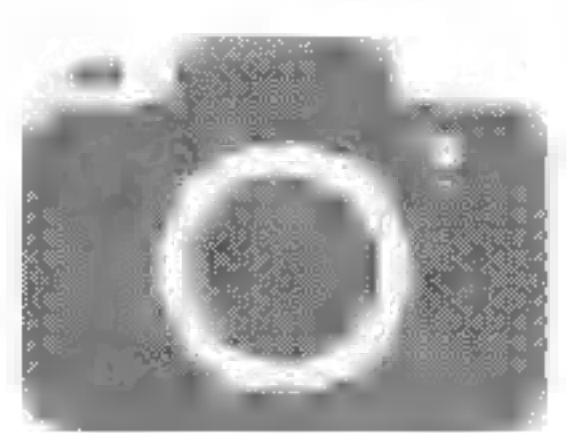
[REDACTED] Are you available to chat? Tina Tchen gave me your number

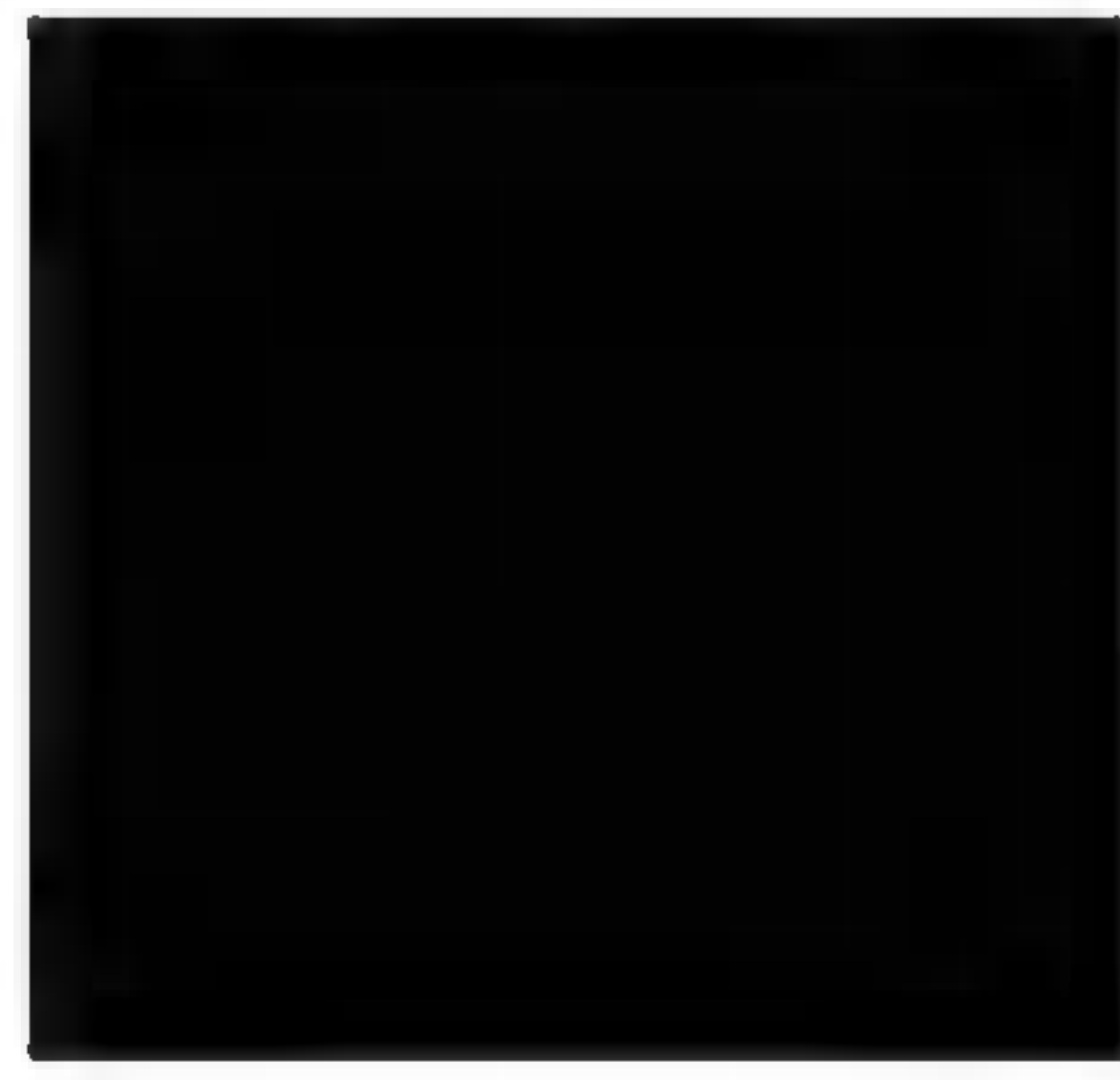
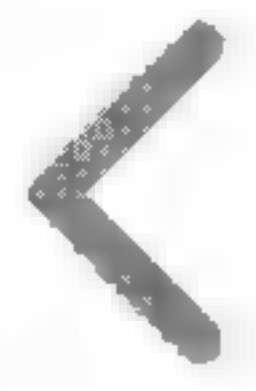
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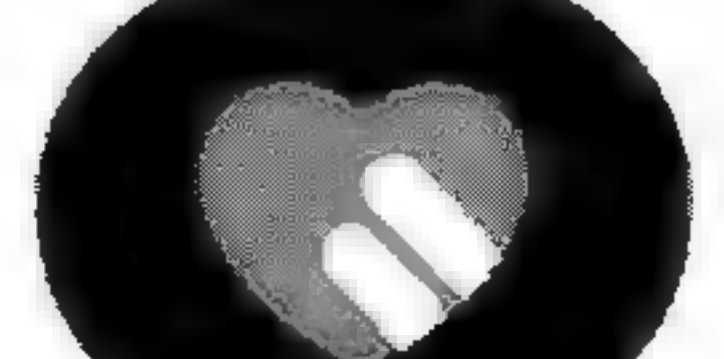
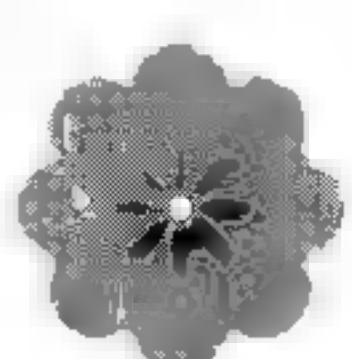
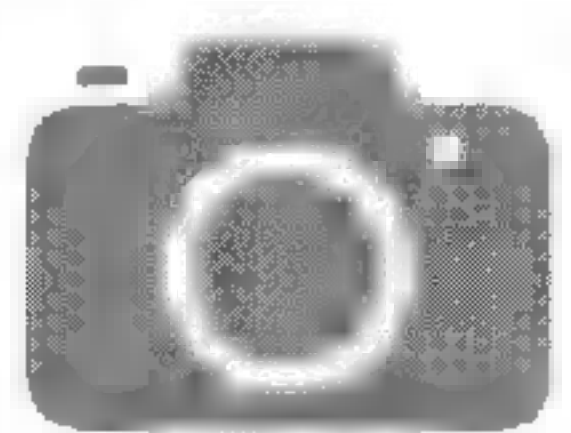
Mon, Feb 4, 11:52 AM

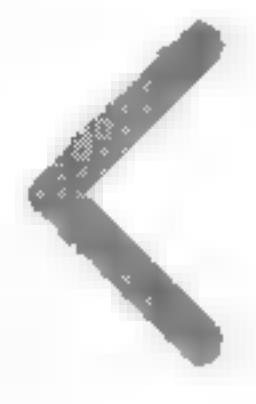
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Tue, Feb 12, 8:19 AM

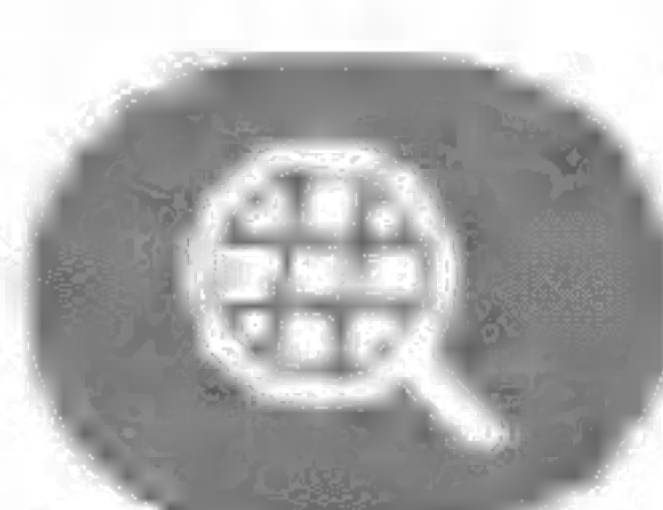
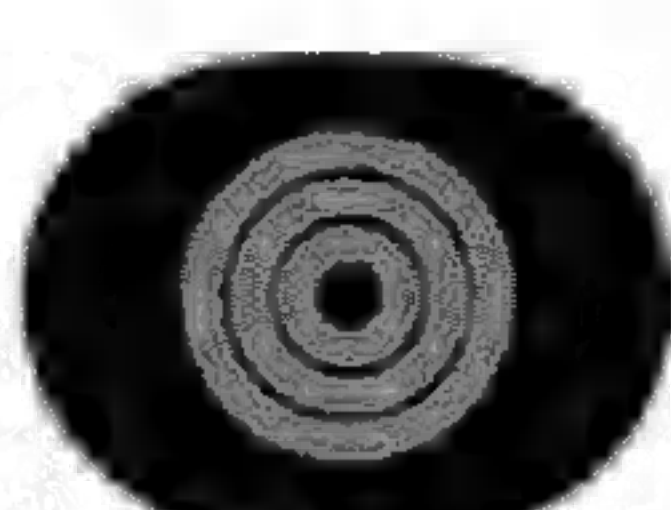
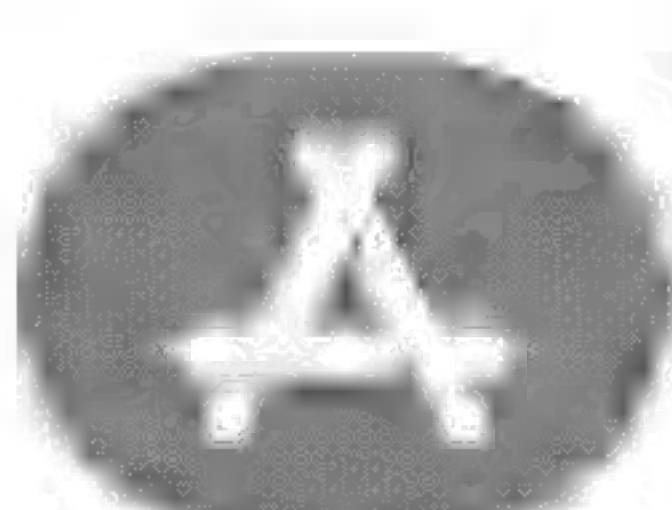
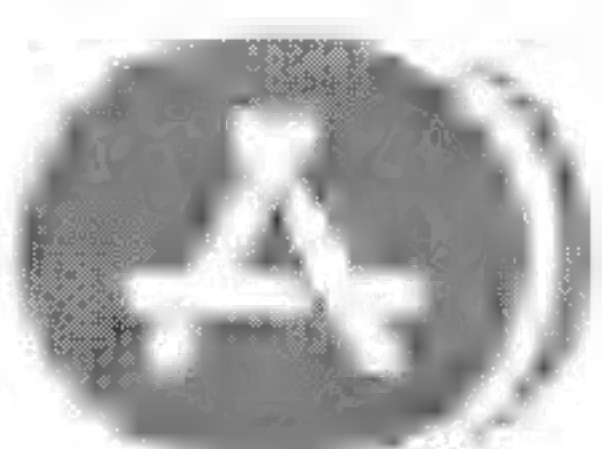
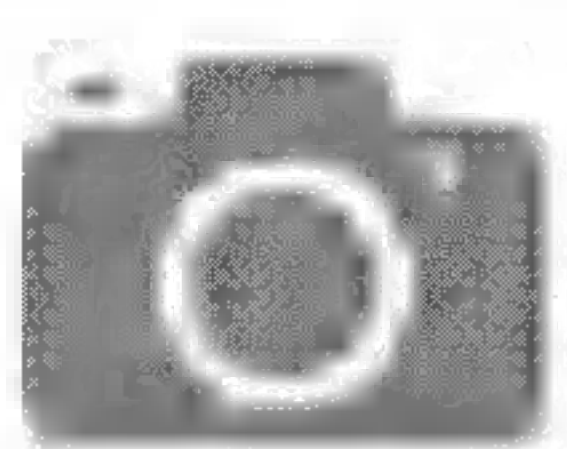
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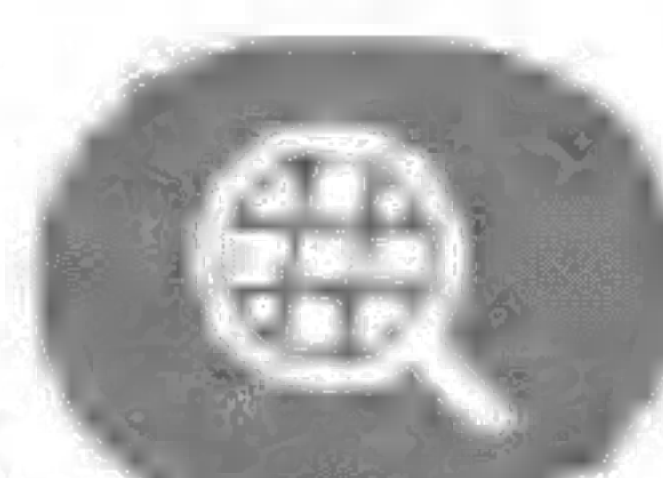
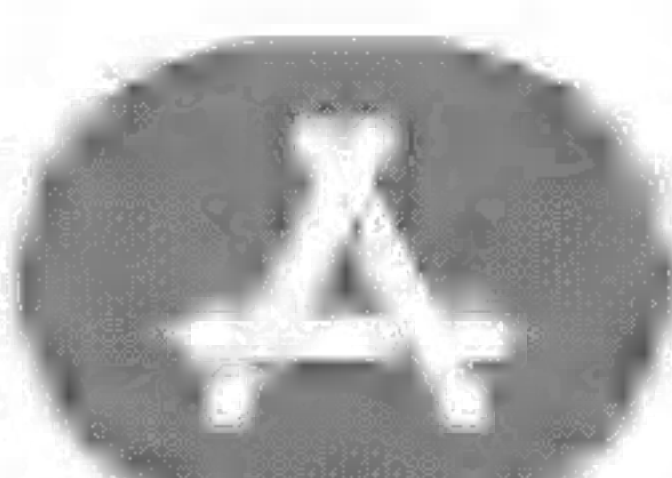
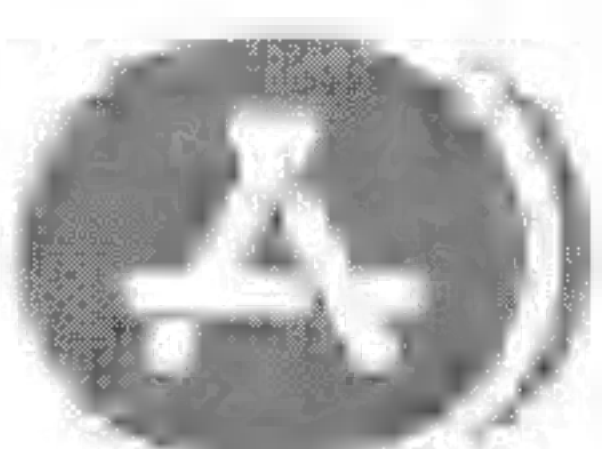
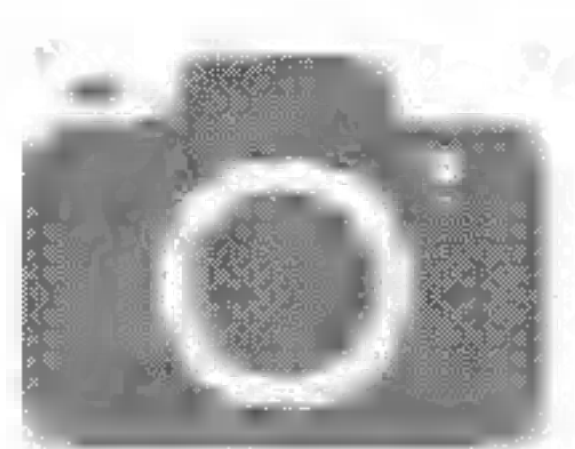
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Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

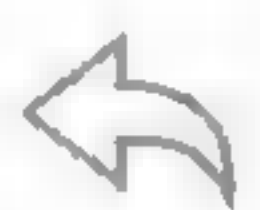
To: Tina Tchen

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Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

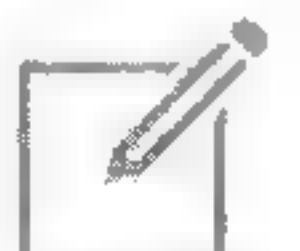
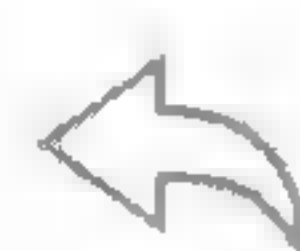
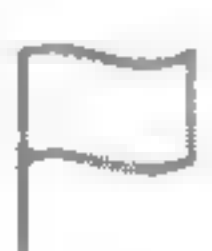
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[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 4:06 PM
To: Patrick Smith
Subject: Re: Smollett hearing

Hi Patrick,

9a, before Chief Judge/room 101 for courtroom assignment; then to courtroom for arraignment.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Patrick Smith <psmith@wbez.org>
Sent: Wednesday, March 13, 2019 4:02 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett hearing

Afternoon Tandra,

Can you tell me time and courtroom for Smollett's hearing tomorrow? Is this just an initial appearance or do you expect more to happen?

Thanks as always,

Patrick

Patrick Smith | Criminal Justice Reporter
O 312.893.8560 C 248.224.6645
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Patrick Smith <psmith@wbez.org>
Sent: Wednesday, March 13, 2019 4:07 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett hearing

Thanks so much Tandra!

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 13, 2019 4:06 PM
To: Patrick Smith <psmith@wbez.org>
Subject: Re: Smollett hearing

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WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 4:31 PM
To: wls.desk@abc.com
Subject: Fw: info re: Smollett
Attachments: responsive.pdf

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 4:03 PM
To: Mosbach, Carleen R. (WLS-TV)
Subject: info re: Smollett

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

 Call

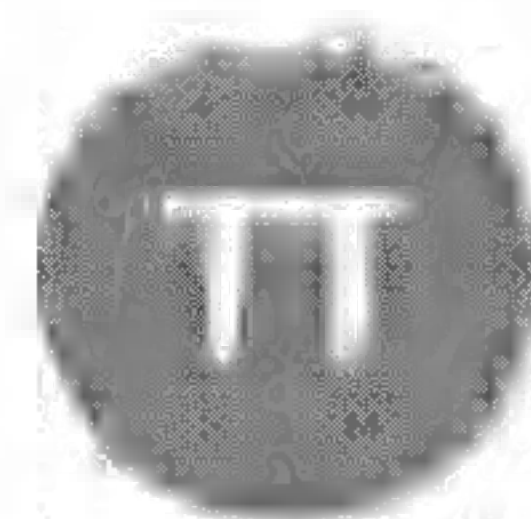
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

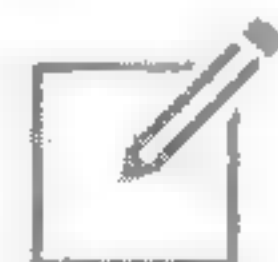
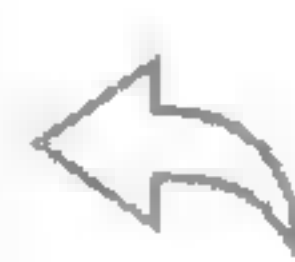
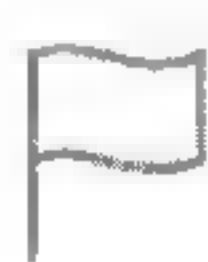
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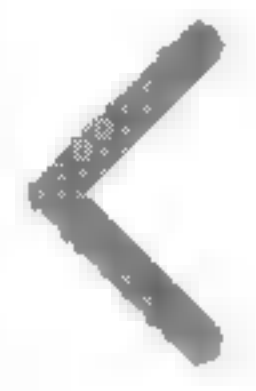
February 1, 2019 at 4:54 AM

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iMessage
Fri, Feb 1, 11:13 AM

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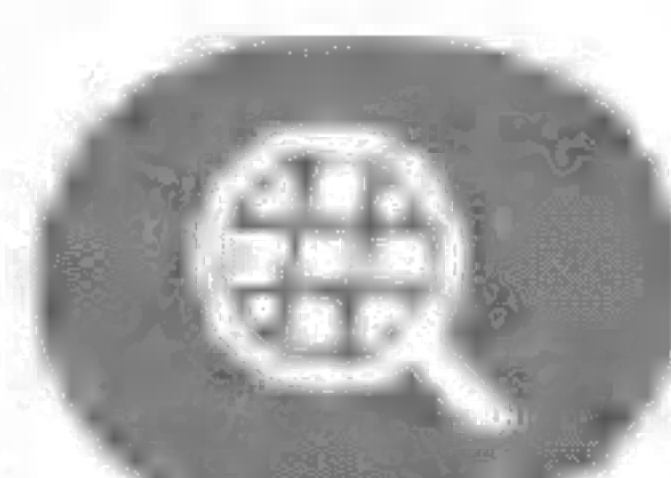
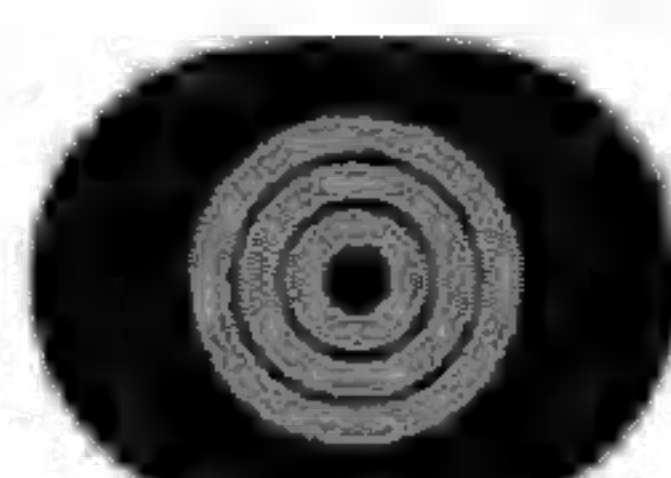
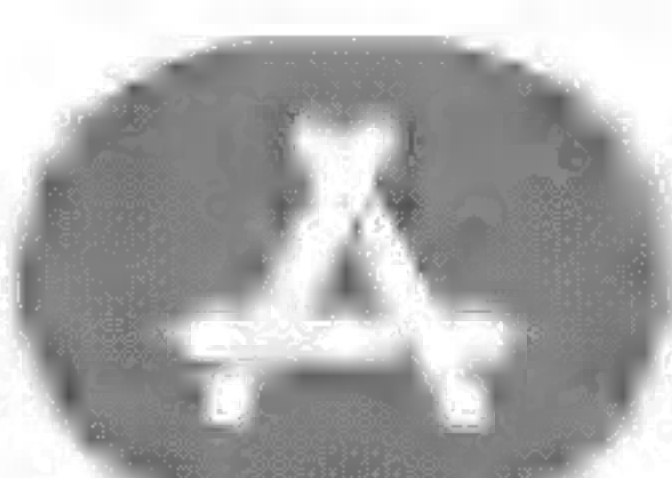
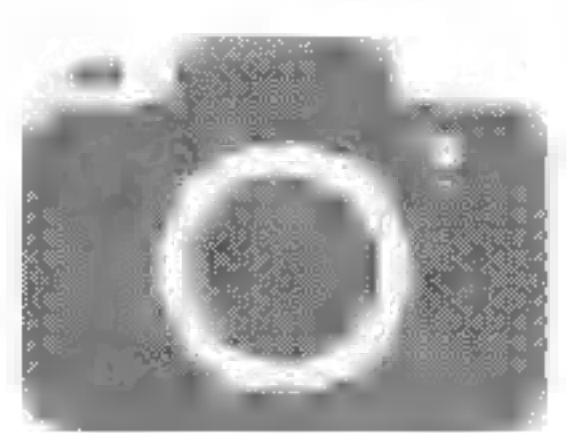
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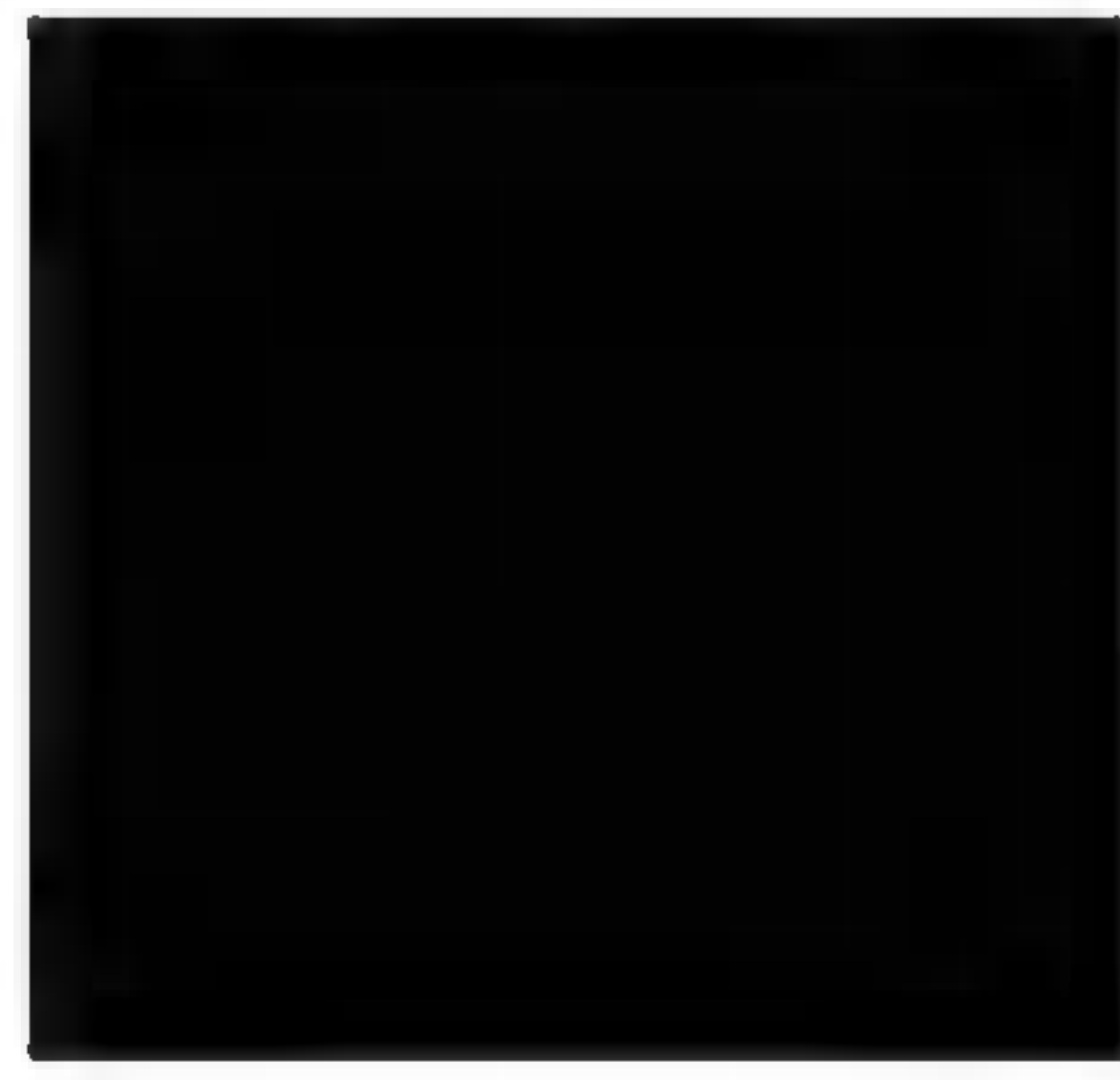
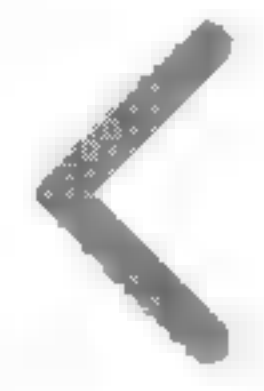
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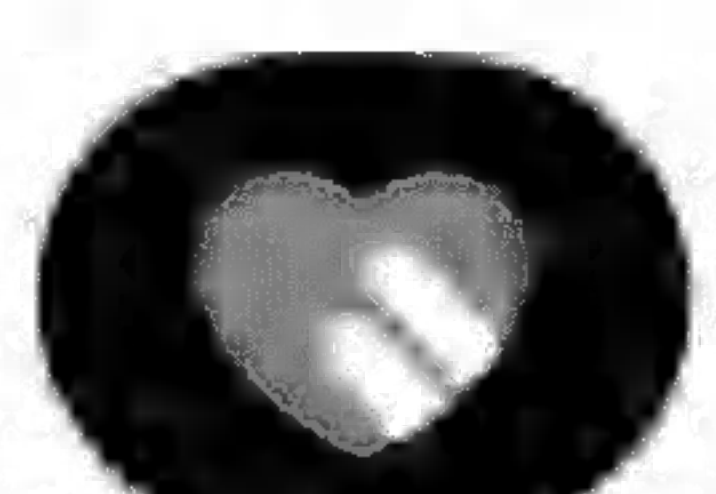
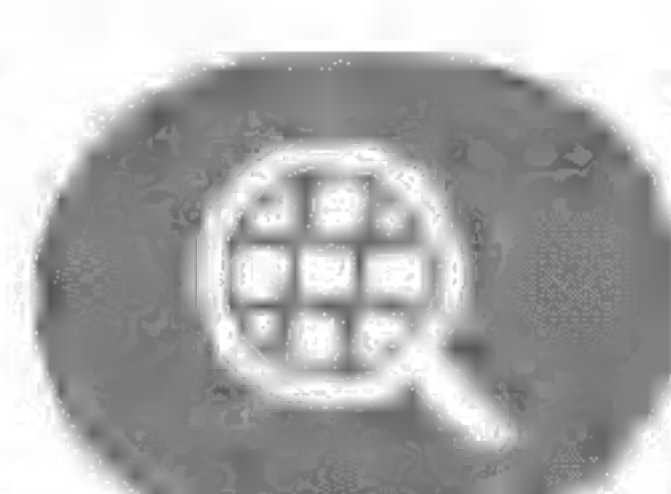
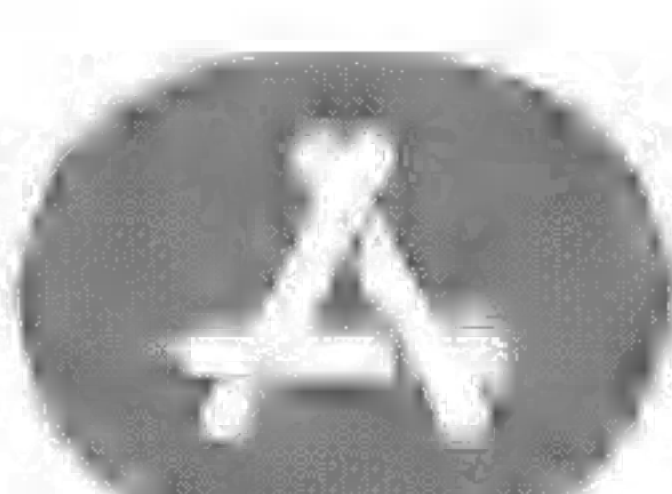
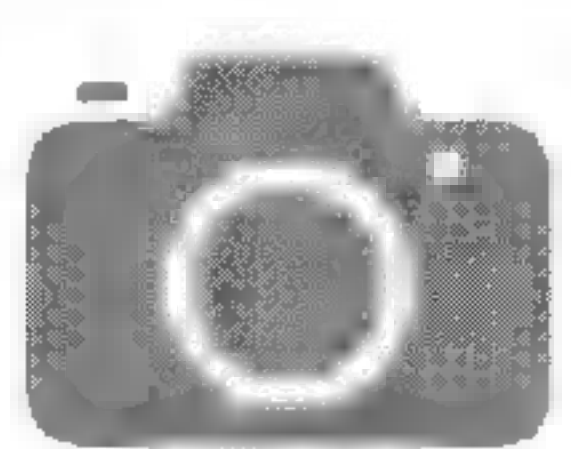
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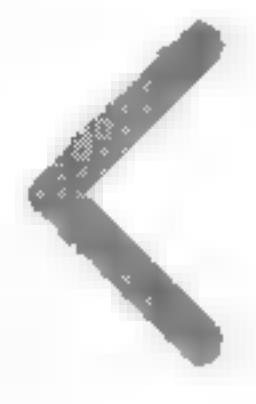
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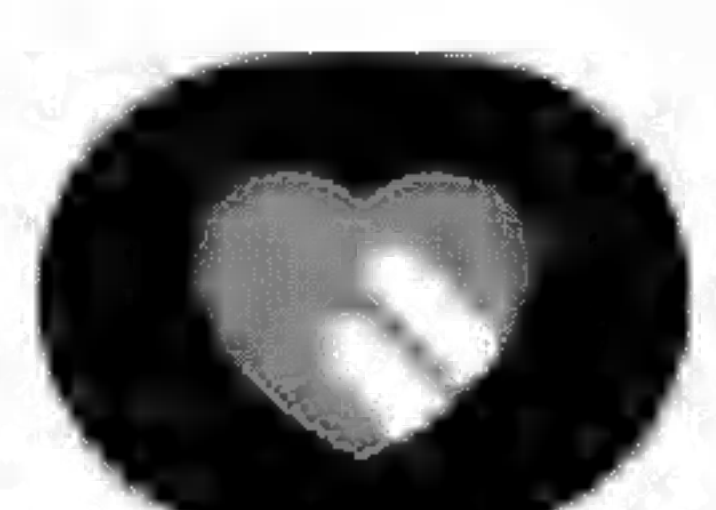
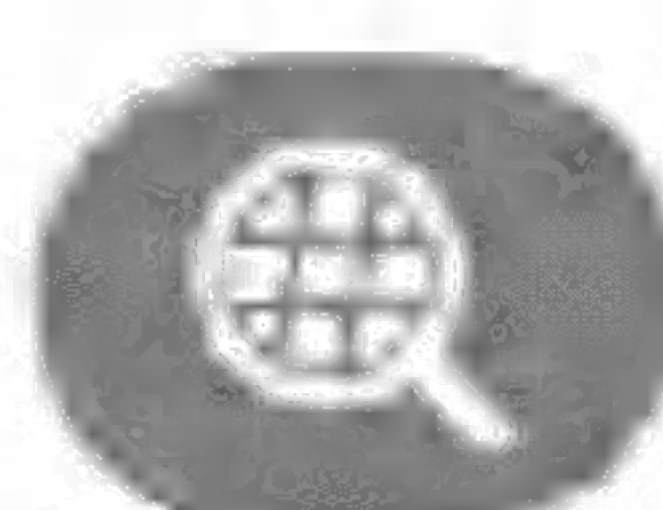
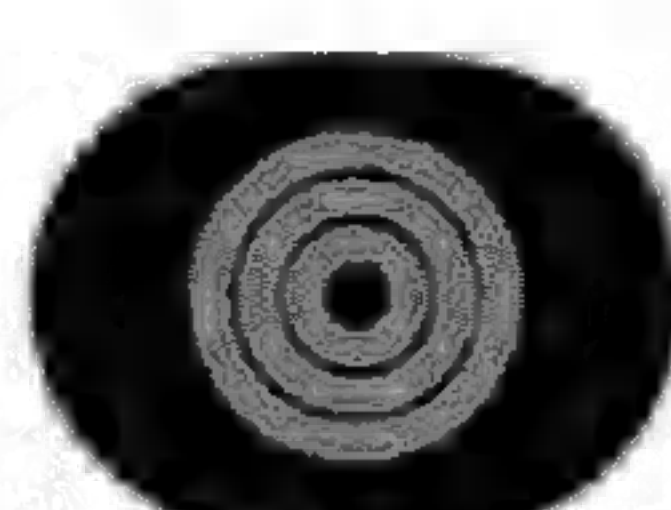
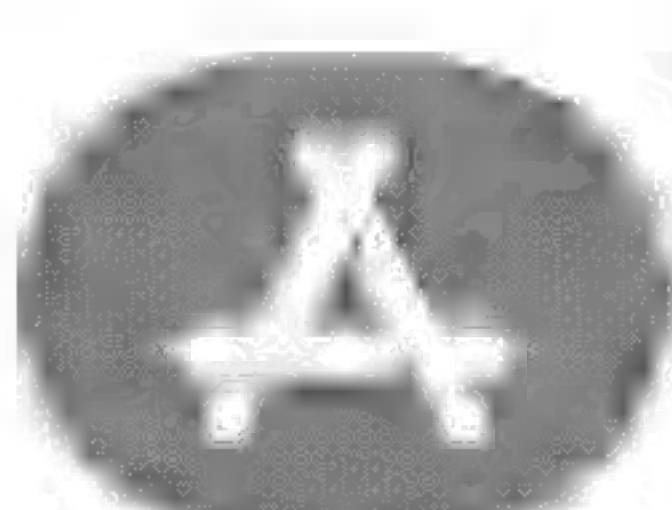
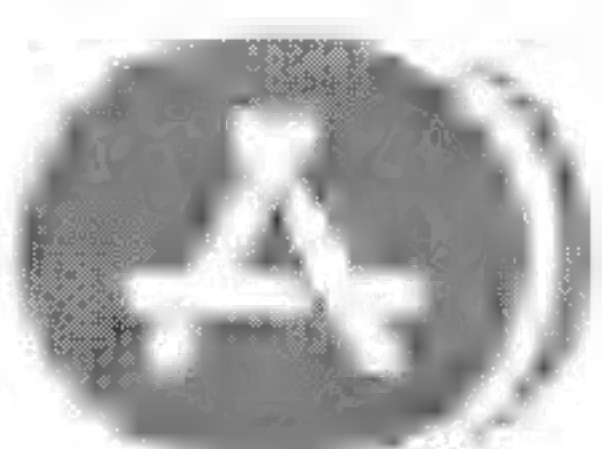
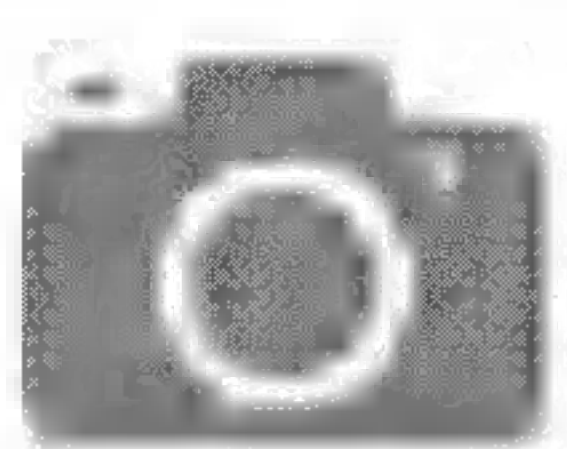
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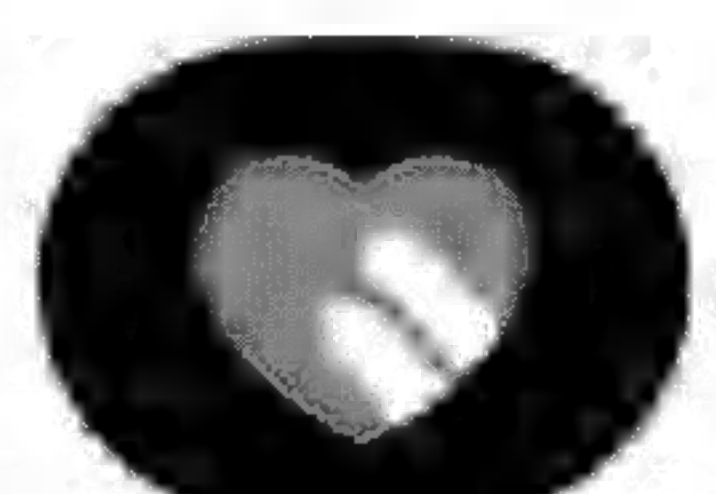
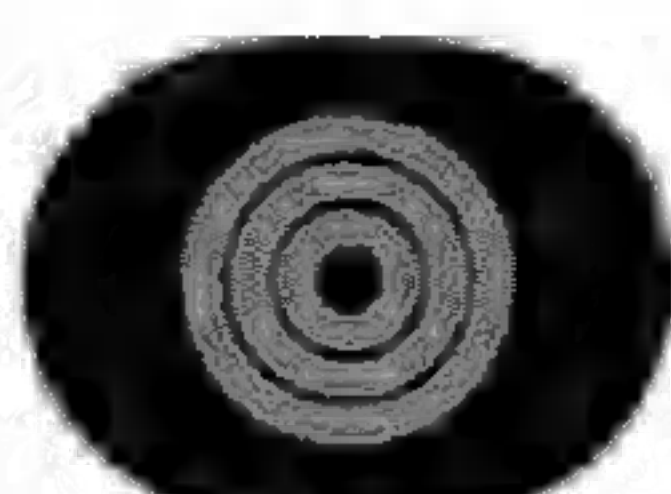
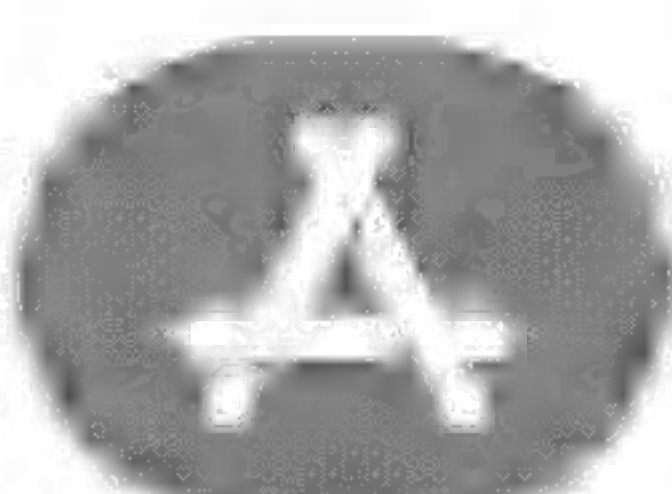
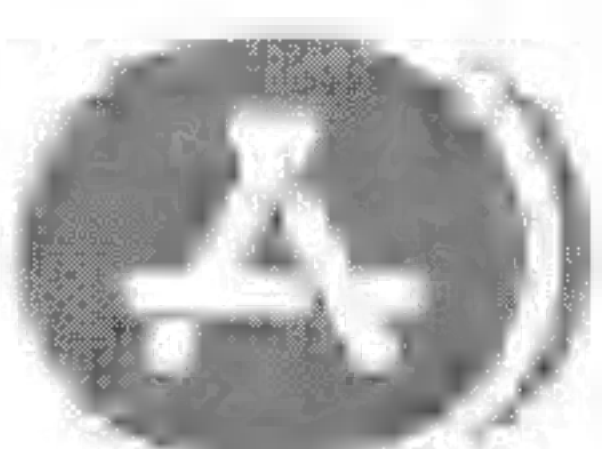
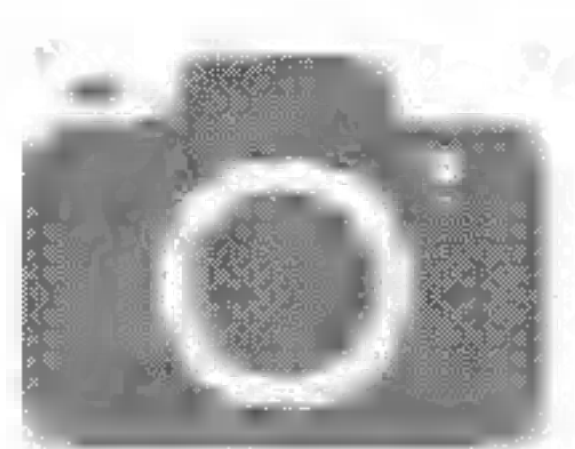
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Delivered



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To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
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Date: Wednesday, February 13, 2019 6:16:16 PM

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April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

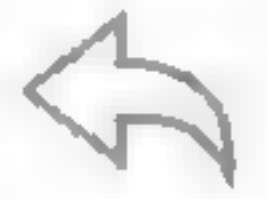
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2/1/19

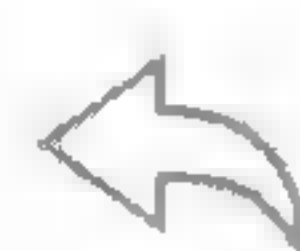
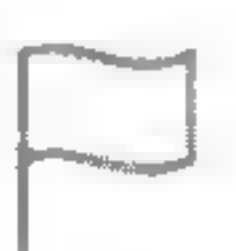
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Sent from my iPhone

[See More from Kim Foxx](#)

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, March 13, 2019 4:57 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: Smollett communication

Hi,

Could you please provide me with text and email communication between State's Attorney Foxx and Tina Tchen as well as the State's Attorney and a Smollett family regarding the case, while Jussie Smollett was still believed to have been a victim of a crime?

Did State's Attorney Foxx reach out to Supt. Johnson about potentially turning over the investigation of case to the FBI?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 13, 2019 5:02 PM
To: Madhani, Aamer
Subject: Re: Smollett communication
Attachments: responsive.pdf

Hi,

Please see attached. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
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 Call

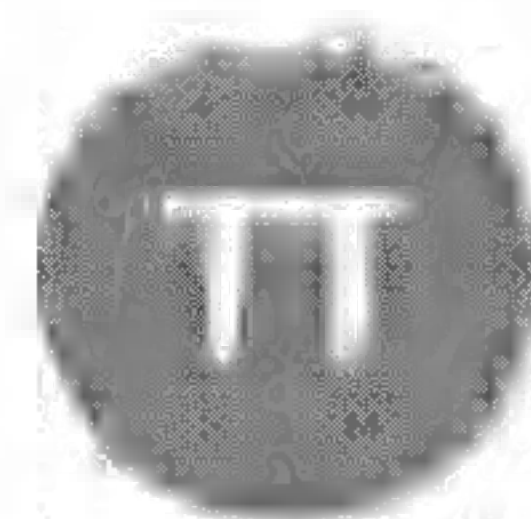
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

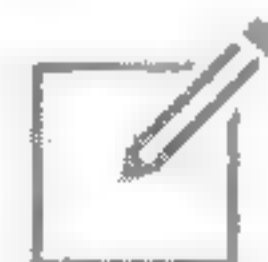
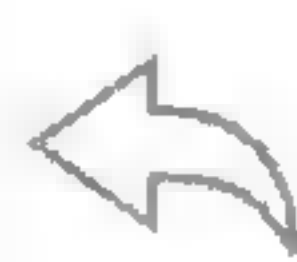
**Call**

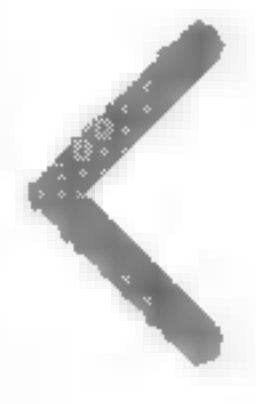
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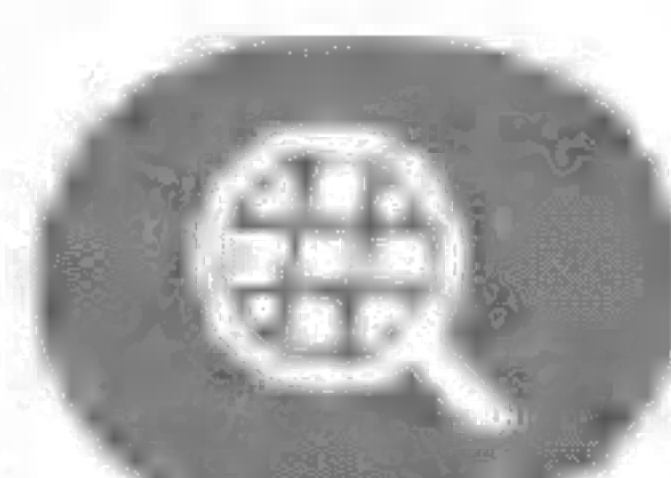
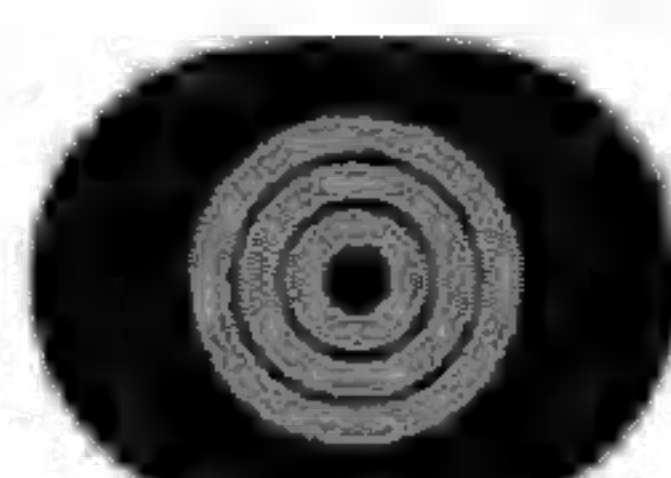
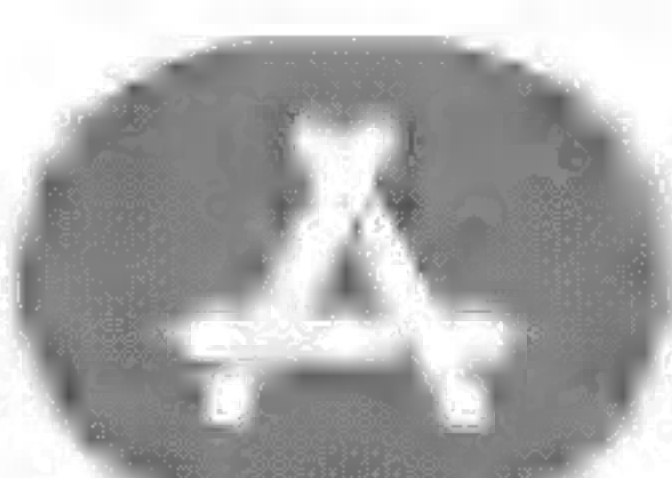
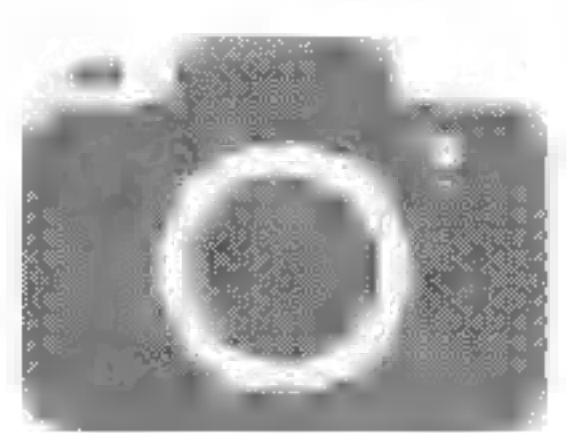
[REDACTED] Are you available to chat? Tina Tchen gave me your number

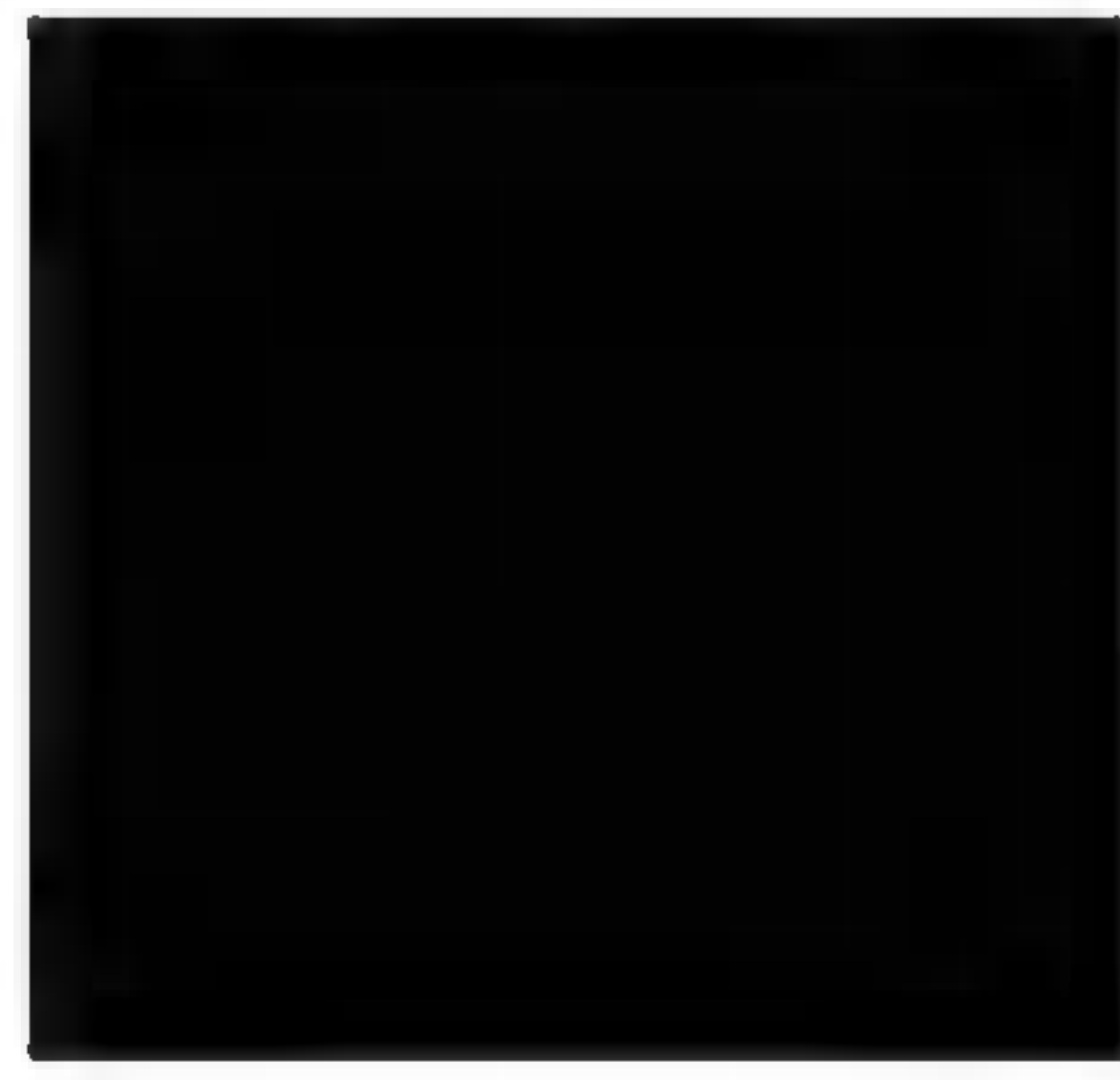
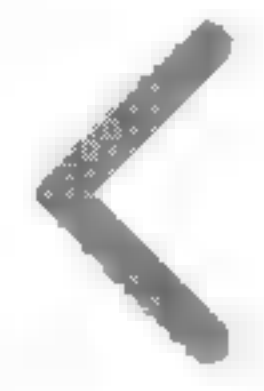
Hi [REDACTED] Are you available in 5 mins? I'm at a conference in DC and will step out. P

Yes i am

Fri, Feb 1, 6:47 PM

Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

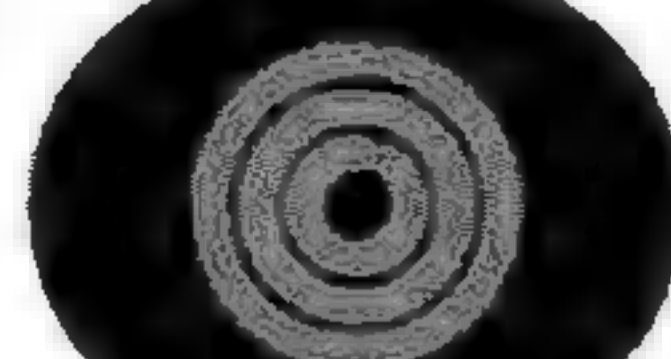
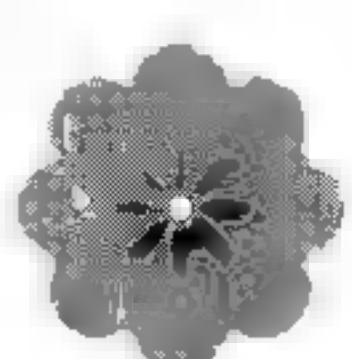
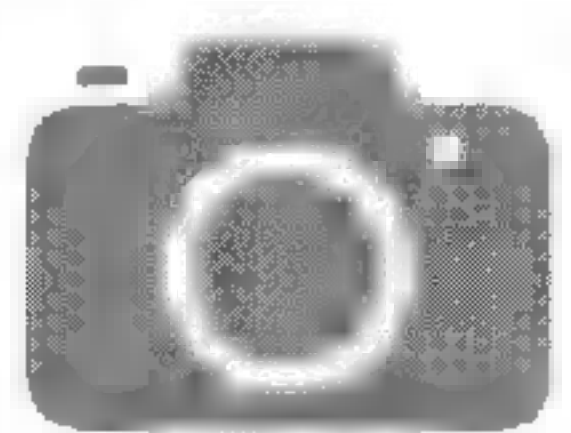
Mon, Feb 4, 11:52 AM

Hey! Hope all is well. I wanted to check in with you about what's happening here when you have a moment.

Ok. Are you available to chat now?

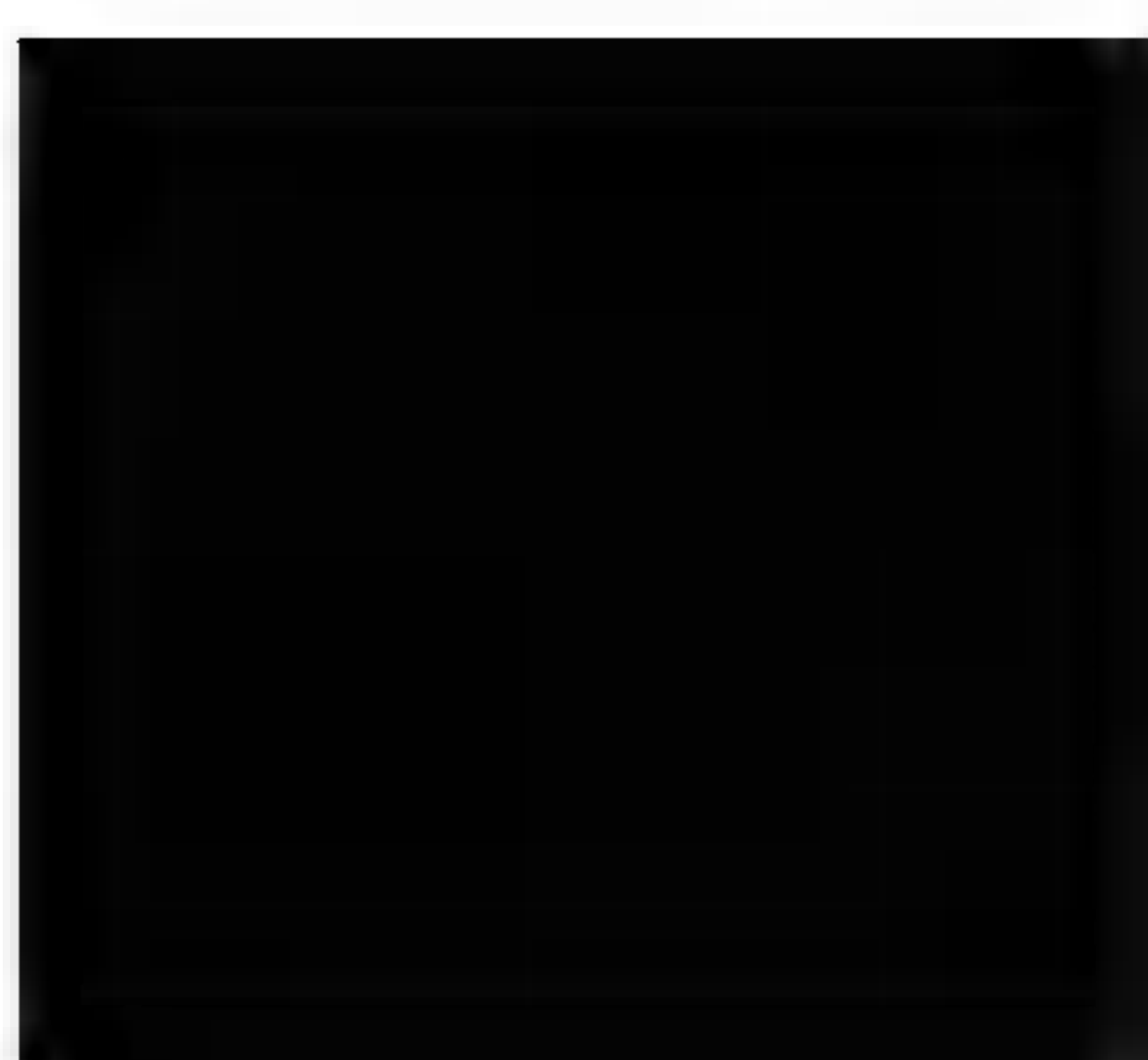
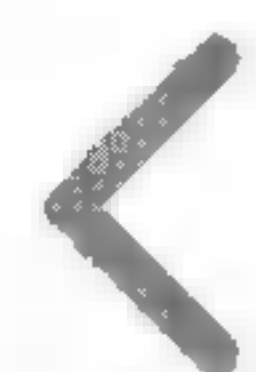
Yes

Ok calling you now



2:20 ↗

Phone



Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

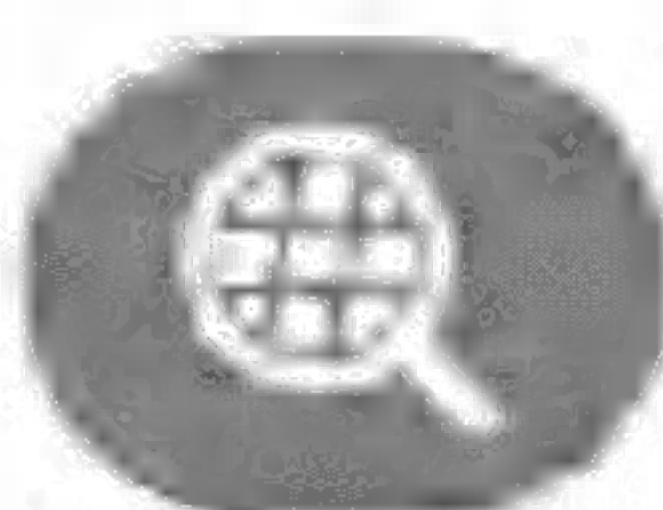
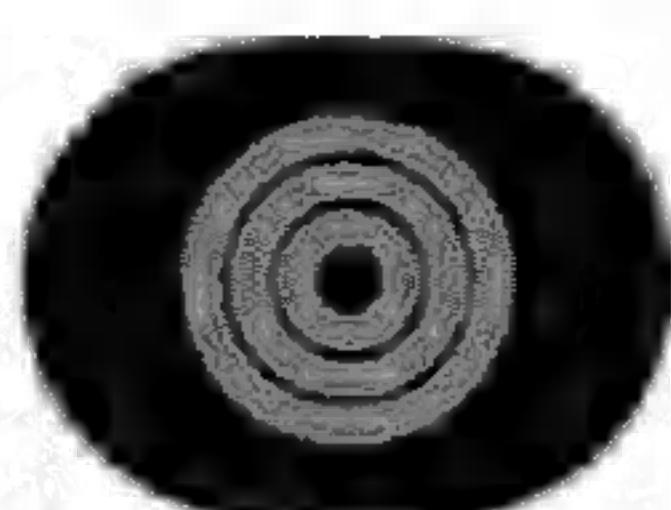
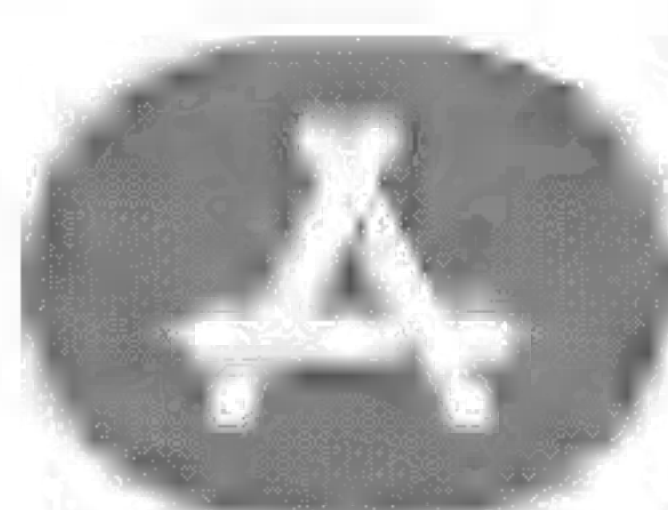
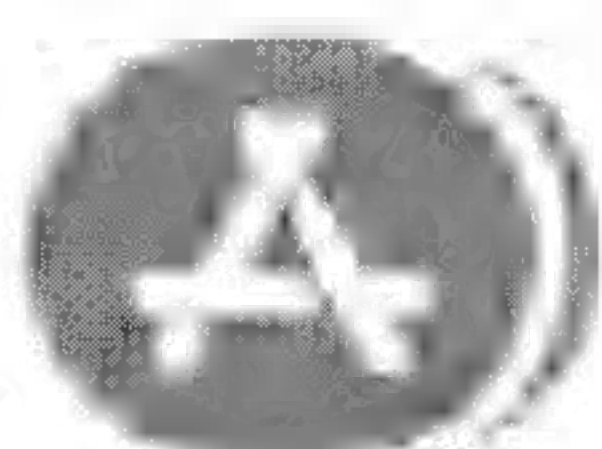
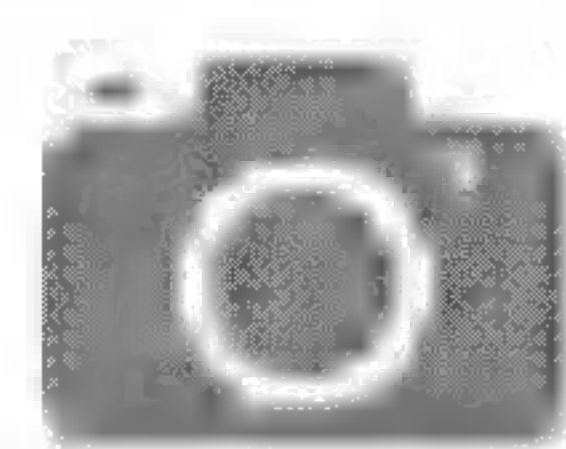
Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

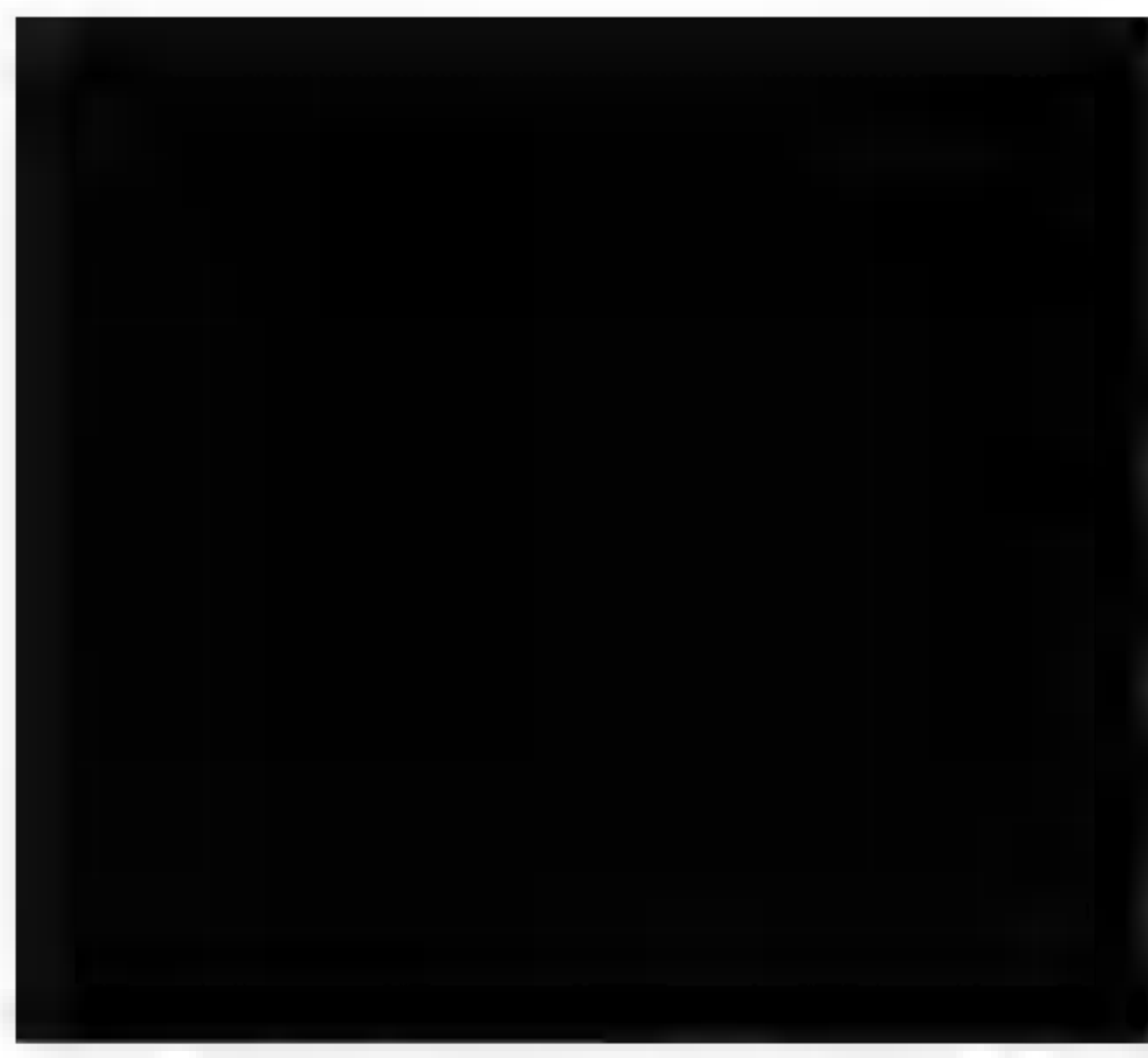
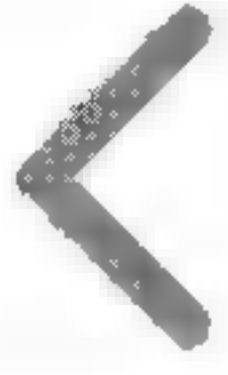
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM



2:20 ↗

Phone



Tue, Feb 12, 8:19 AM

Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

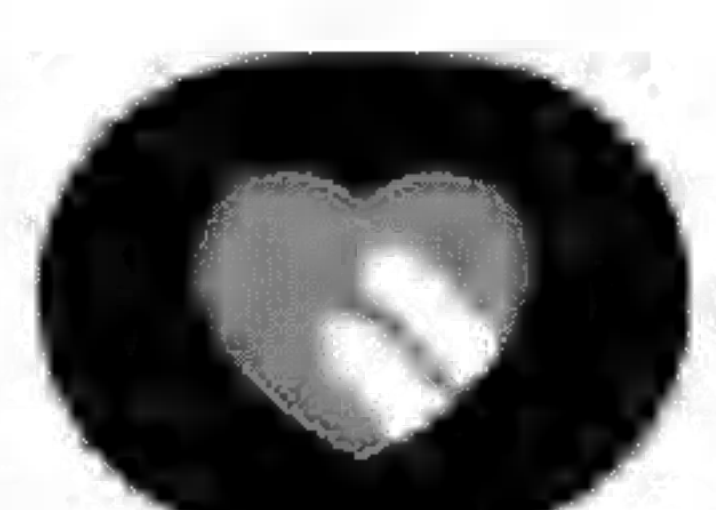
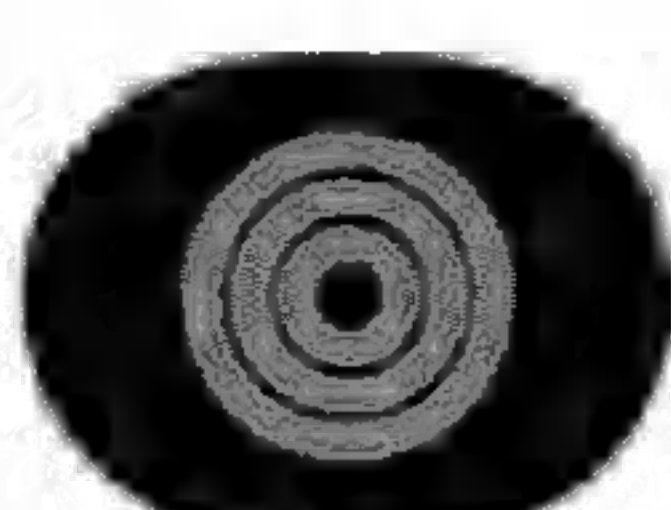
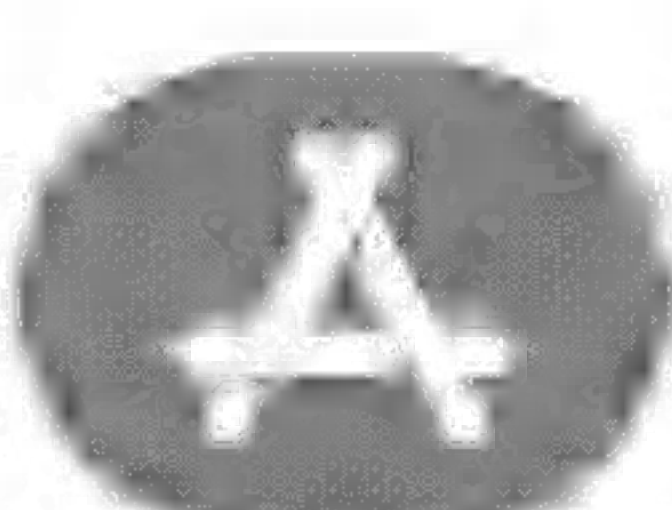
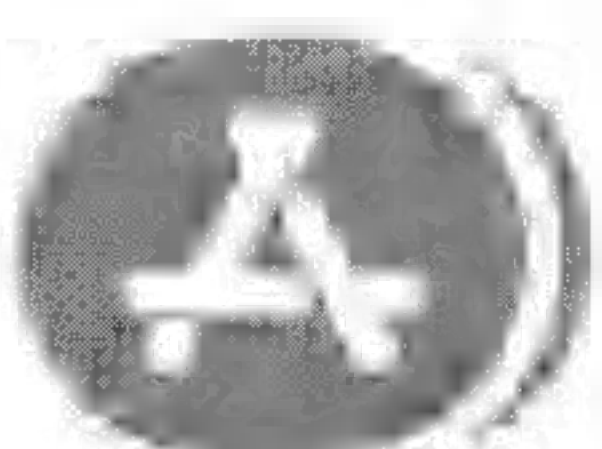
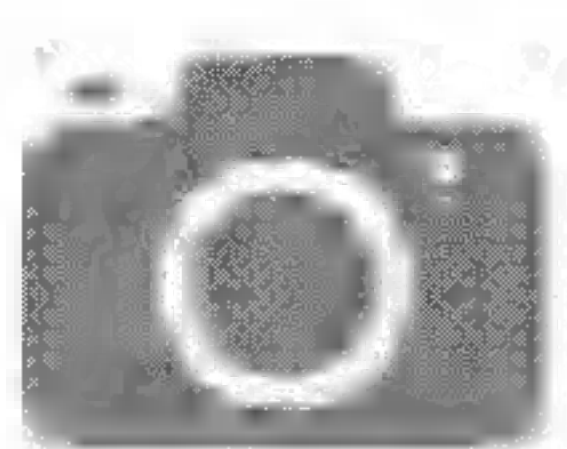
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[← All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

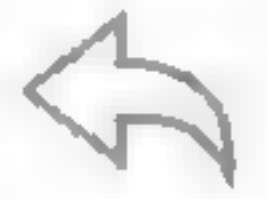
To: Tina Tchen

Details



Spoke to the Superintendent Johnson. I convinced him to Reach out to FBI to ask that they take over the investigation. He is reaching out now and will get back to me shortly.

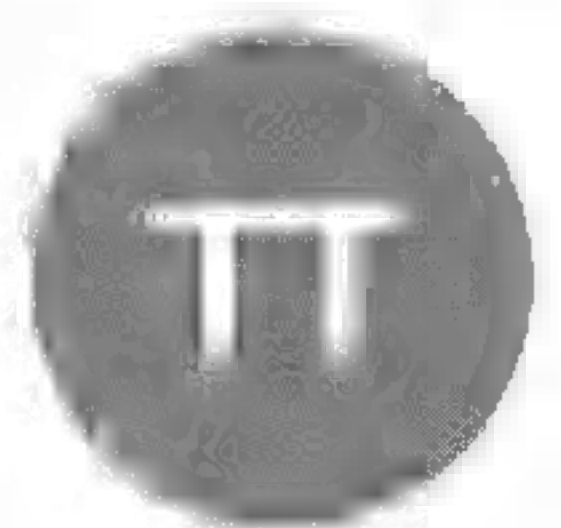
Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

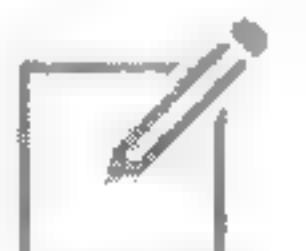
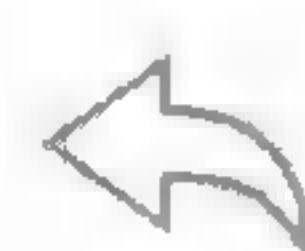
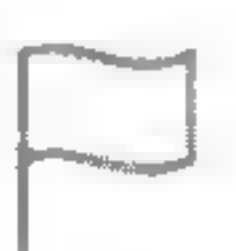
To: Kim Foxx

Details



Thank you. I think [REDACTED]
[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, March 13, 2019 5:10 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett communication

Thanks for the prompt response, Tandra.

Why did SA Foxx decide to ask Johnson to request FBI handle investigation?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 13, 2019 5:02 PM
To: Madhani, Aamer <amadhani@usatoday.com>
Subject: Re: Smollett communication

Hi,

Please see attached. Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Wednesday, March 13, 2019 4:56 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Subject: Smollett communication

Hi,

Could you please provide me with text and email communication between State's Attorney Foxx and Tina Tchen as well as the State's Attorney and a Smollett family regarding the case, while Jussie Smollett was still believed to have been a victim of a crime?

Did State's Attorney Foxx reach out to Supt. Johnson about potentially turning over the investigation of case to the FBI?

Aamer Madhani
National Correspondent, Chicago Bureau
USA TODAY
Mobile: 202.557.6399
Desk: 312.321.7768

From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Wednesday, March 13, 2019 6:32 PM
To: ROBERT FOLEY (States Attorney)
Subject: Smollett case...

Hi Robert –
Checking in on something. How do Kim Foxx and Tina Tchen know each other?
Thanks,
Lisa

From: ROBERT FOLEY (States Attorney)
Sent: Wednesday, March 13, 2019 6:57 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Fwd: Smollett case...

Begin forwarded message:

From: "Donovan, Lisa" <ldonovan@chicagotribune.com>
Subject: **Smollett case...**
Date: March 13, 2019 at 6:31:33 PM CDT
To: "ROBERT FOLEY (States Attorney)" <ROBERT.FOLEY@cookcountyil.gov>

Hi Robert –
Checking in on something. How do Kim Foxx and Tina Tchen know each other?
Thanks,
Lisa

From: CHRISTINE SCALISE (States Attorney)
Sent: Thursday, March 14, 2019 6:59 AM
To: ELIZABETH BALLARD (States Attorney); DOUGLAS MACLEAN (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: RE: Smollett, Jussie

Yes Liz... Thanks.. I am including Doug in this email as well.

Liz, on this same topic, will you please provide me the names of who should have access to the Kelly case so we can ask the same of Doug?

Morning Doug... As mentioned below, and with their permissions, please secure 19CR-3104 with to the listed names.

Joe Magats
Risa Lanier
Elizabeth Caratini
Elizabeth Ballard

Christine Scalise
Office Manager, Criminal Division
2650 South California, 12B38
christine.scalise@cookcountyil.gov
773-674-7119

From: ELIZABETH BALLARD (States Attorney)
Sent: Wednesday, March 13, 2019 4:37 PM
To: CHRISTINE SCALISE (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Smollett, Jussie

Chrissy, Risa asked me to reach out and let you know who should have access to this case in CRIMES. Thanks, Liz

Joe Magats
Risa Lanier
Elizabeth Caratini
Elizabeth Ballard

Elizabeth Ballard
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Risa Lanier, Chief
Diann Sheridan, Deputy Chief
Criminal Prosecutions Bureau
Cook County State's Attorney's Office
773-674-2720 Office

773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

From: DOUGLAS MACLEAN (States Attorney)
Sent: Thursday, March 14, 2019 7:05 AM
To: CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Re: Smollett, Jussie

Thanks.

Just to clarify - I'll make sure the four people listed have access to the indicated cases. But, anyone who has sensitive case access can see these cases, as well. This includes all executive staff, sex crimes personnel, and some individual attorneys, admin staff, and investigators.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: "CHRISTINE SCALISE (States Attorney)" <christine.scalise@cookcountyil.gov>
Date: 3/14/19 06:58 (GMT-06:00)
To: "ELIZABETH BALLARD (States Attorney)" <elizabeth.ballard@cookcountyil.gov>, "DOUGLAS MACLEAN (States Attorney)" <douglas.maclean@cookcountyil.gov>, "RISA LANIER (States Attorney)" <risa.lanier@cookcountyil.gov>
Cc: "ANGEL WILLIAMSON PENDLETON (States Attorney)" <ANGEL.WILLIAMSONPENDLETON@cookcountyil.gov>
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773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

From: CHRISTINE SCALISE (States Attorney)
Sent: Thursday, March 14, 2019 7:12 AM
To: DOUGLAS MACLEAN (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: RE: Smollett, Jussie

Thanks Doug... Understood. 😊

Christine Scalise
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2650 South California, 12B38
christine.scalise@cookcountyil.gov
773-674-7119

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Sent: Thursday, March 14, 2019 7:05 AM
To: CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Re: Smollett, Jussie

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To: "ELIZABETH BALLARD (States Attorney)" <elizabeth.ballard@cookcountyil.gov>, "DOUGLAS MACLEAN (States Attorney)" <douglas.macleam@cookcountyil.gov>, "RISA LANIER (States Attorney)" <risa.lanier@cookcountyil.gov>
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From: ELIZABETH BALLARD (States Attorney)
Sent: Thursday, March 14, 2019 7:15 AM
To: DOUGLAS MACLEAN (States Attorney); RISA LANIER (States Attorney); CHRISTINE SCALISE (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Re: Smollett, Jussie

Chrissy, I will check with Risa on R. Kelly. Thanks, Liz

Thanks Doug.

Get [Outlook for Android](#)

From: CHRISTINE SCALISE (States Attorney)
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Subject: RE: Smollett, Jussie

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Subject: RE: Smollett, Jussie

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773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Thursday, March 14, 2019 8:20 AM
To: TYLER EDWARDS (States Attorney)
Subject: Fwd: POLITICO Illinois Playbook: PROGRESSIVE CAUCUS redefined — VAN DYKE's new digs — TCHEN's SMOLLETT connection

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Shia Kapos <illinoisplaybook@politico.com>
Sent: Thursday, March 14, 2019 6:43:23 AM
To: KIERA ELLIS (States Attorney)
Subject: POLITICO Illinois Playbook: PROGRESSIVE CAUCUS redefined — VAN DYKE's new digs — TCHEN's SMOLLETT connection

Mar 14, 2019

[View in browser](#)



BY SHIA KAPOS AND ADRIENNE HURST

Presented by the ACLU

Good Thursday morning, Illinois. I'm indebted to POLITICO Cartoonist **Matt Wuerker** for giving me a waist and chest in the artwork accompanying the Playbook Pool bracket.

PLAYBOOK POOL: It's tournament time, which means it's time for the 3rd Annual Playbook Pool bracket challenge hosted by our Playbook authors across the country (DC, NY, NJ, MA, IL, FL, & CA)! Track who's up and who's down throughout the tournament as you compete against your friends, top Playbookers, political insiders and VIPs to win prizes including Amazon Echo, Series 3 Apple iWatch, iPhoneXR and more. Create your bracket starting on Selection Sunday

(March 17) after the highly anticipated field of teams in this year's tournament are chosen. Click [HERE](#) to get in the game!

THE BUZZ

Just as they are nationwide, newly elected progressives are expected to transform the Chicago City and its Progressive Reform Caucus after the April 2 runoff.

Of the caucus' current 11 members, two are retiring from the Council and three others still face challengers. Depending on how many progressives land in the big leather chairs of City Hall, the caucus could be larger than ever.

"You're going to see a new Progressive Caucus with an agenda that goes beyond the day-to-day issues of a traditional alderman," says **Hanah Jubeh**, a political consultant who's advised numerous aldermen over the years. Expect debates about big-picture issues that affect the entire city—not just individual wards.

That means more attention to big issues like homelessness, TIF reform and police accountability, says Ald. **Ricardo "Rick" Munoz**, a founding member of the Council's Progressive Caucus who is retiring as alderman.

But newer Council members will also have to accept there are "bread and butter" issues that can't be ignored—no matter how progressive you are, Munoz told POLITICO. "It's about services—taking care of tree-trimming, potholes and garbage cans."

Newly electeds are likely to lean left of current progressives on the Council, prompting some to wonder whether that will cause friction between established and upstart progressives. Not likely, according to Ald. **Scott Waguespack**, who heads the Progressive Caucus. (Consider **Nancy Pelosi's** lessons for [managing freshmen here](#).)

There's also a question about who gets to join the caucus. "It's easier when you have votes you can look back at," Waguespack told POLITICO. "Now we'll look at how they make commitments to certain progressive ideas and how sternly they're committed to them."

Two likely new members are Daniel LaSpata (1st) and **Maria Hadden** (49th), who won their races outright in Round 1 of the election. Other progressives in runoffs: **William Calloway** (5th), **Jeanette Taylor** (20), **Byron Sigcho-Lopez** (25th), **Rossana Rodriguez-Sanchez** (33), **Robert Murphy** (39), **Matt Martin** (47) and **Andre Vasquez** (40th). (See Tribune's list of [runoffs here](#).)

Hadden says she wants help move forward work that the caucus has already started—including TIF reform and strengthening the Welcoming City ordinance. She also expects new members to take up the cause of reform on ethics issues.

Yes, there could be "conflicts," Hadden told POLITICO. "But if we stick to the issues that are important to the voters who elected us, we'll all move in the same direction."

Have a tip, story, suggestion, birthday, anniversary, new job or news nugget? Get in touch: skapos@politico.com.

A message from the ACLU:

Driver's license suspensions shouldn't be used to punish people who can't afford to pay tickets, fines, or fees, or for other reasons unrelated to bad driving. The License to Work Act would eliminate driver's license suspension as a penalty for most non-moving violations. [Visit License2Work.org](#) for more.

CAMPAIGN MODE

— **Final tallies.** With all mail-in ballots for the Feb. 26 election counted, the Chicago Board of Election Commissioners has released the final tallies for the mayoral election. Chicagoans will vote in 15

aldermanic runoffs next month. That's three less than four years ago, but more than any other Chicago municipal election in nearly a quarter of a century, reports Sun-Times' Tina Sfondeles. [Story here](#)

— **Ald. Patrick O'Connor is on the attack** to hold on to his 40th ward aldermanic seat. And he's using the words of his opponent, **Andre Vasquez**, an AT&T statewide area manager who previously was a hip-hop artist. O'Connor's campaign has created [TheTruthAboutAndre.com](#), which showcases lyrics from Vasquez's music. The site includes a parental advisory about "explicit content." O'Connor's team calls it "bigoted and derogatory comments about women, trans and gay people." In a [recent interview](#) with the Reader, Vasquez acknowledged "the problematic" part of hip-hop music. "It's plagued by toxic masculinity, misogyny, homophobia— and if you're a battle rapper, that's your world." He's been out of it for eight years.

— **Mayoral candidates agree on most issues. Rent control isn't one of them.** Edward McClelland says in a Chicago mag [story here](#).

— **What to do with vacant schools? Lightfoot suggests police academies for some**, reports Chalkbeat's Adeshina Emmanuel. [Story here](#)

— **Now Chance the Rapper is getting involved in that tiff between Nick Sposato and Carlos Ramirez-Rosa.** Sun-Times' Tina Sfondeles has the [story here](#).

— **A side-by-side look** at Lightfoot and Preckwinkle on the issues. [Details here](#)

THE JUICE

— **Toni Preckwinkle** just received \$60,000 from the Chicago Teachers' Union. (The CTU previously donated \$55,000 and has made another \$70,000 in in-kind donations.) Preckwinkle also received \$25,000 from the Chicago Intellect PAC, whose chairperson is listed

as **Darlana Williams-Burnett**—wife of Ald. **Walter Burnett**.

— **Ald. Pat O'Connor**, who's in a fierce runoff contest, has received \$25,000 from Mayor **Rahm Emanuel**.

— **Lori Lightfoot** got big bucks from 'dark money' group, reports WBEZ's Dan Mihalopoulos. [Story here](#)

ENDORSEMENTS

— **Toni Preckwinkle** has secured the endorsement of Personal PAC, the reproductive rights group that's headed by **Terry Cosgrove**. He and Preckwinkle have been friends for 45 years. Preckwinkle also was endorsed by **Ironworkers Local 63**, which represents architectural and ornamental iron work in the Chicago area. **Speaking of unions:** Preckwinkle, who counts the powerful SEIU and CTU as backers, will join Chicago Symphony Orchestra musicians today for their strike in front of Chicago Symphony Center.

CHICAGO

— **Van Dyke moved to different jail.** Former Chicago Police Officer Jason Van Dyke, serving a 6-year, 9-month prison sentence for the murder of Laquan McDonald, was transferred to a medium-security New York federal prison noted as preferable for inmates convicted of white-collar crimes. Sun-Times' Nader Issa and Tom Schuba have the [story here](#).

— **It was Tina Tchen who connected Kim Foxx to Jussie Smollett,** according to the Tribune's Megan Crepeau and Jeremy Gerner. The former aide to Michelle Obama and friend of the mayor's wife asked the Cook County State's Attorney to get involved in the case of the "Empire" actor. Foxx would end up calling Police Supt. Eddie Johnson asking him to turn the investigation over to the FBI. [Story here](#)

— **Few projects have cost more and produced less than Chicago's phantom third airport,** reports WGN/9's Ben Bradley.

[Story and video here](#)

— **Developer envisions transit hub, entertainment, high-rises near Soldier Field**, by Crain's Alby Gallun. [Story here](#)

— **Hispanic Caucus gives mayor failing grade on hiring**, reports Sun-Times' Fran Spielman. [Story here](#)

— **A Chicago family had a run-in with the man behind the college-admissions scandal**. By WGN/9's Julie Unruh. [Story here](#)

A message from the ACLU:



COUNCIL HEARINGS

Council OKs Lincoln Yards, cop academy as Emanuel seeks to build his legacy, by Sun-Times' Fran Spielman. With time running out on his mayoral reign, Rahm Emanuel yesterday locked in two building blocks of his development legacy: the \$6 billion Lincoln Yards development and construction of a \$95 million police and fire training academy in West Garfield Park. [Story here](#)

BURKE FALLOUT

— **UNSEALED**. The affidavit that details the federal investigation into Ald. Danny Solis is made public. Sun-Times has a link to the report and offers an annotated description of the document. [Details here](#)

— **Solis confirms he was a mole**, reports Sun-Times Fran Spielman. [Story here](#)

DELEGATION

Lipinski puts Amtrak CEO on the spot about Union Station meltdown, reports Rich Wronski in his Chicago Transportation Journal. [Story here](#)

STATE

— **No job, no food stamps: Would stricter rules let more Illinoisans feel 'power of work,' or would change just be 'cruel'?** A proposed rule change from the USDA would make it harder for states like Illinois to qualify for waivers from Supplemental Nutrition Assistance Program work requirements — exemptions most Illinois food stamp recipients have received for at least a decade. Social service agencies are worried the proposal would only plunge the poor deeper into poverty. Tribune's Alexia Elejalde-Ruiz has the [story here](#).

— **As Illinois drafts new school police training guidelines, report gives peek into school safety,** by Chalkbeat's Yana Kunichoff. [Story here](#)

— **Pritzker condemns Trump cuts.** Gov. J.B. Pritzker joined four other Great Lakes governors yesterday in decrying proposed cuts to a program that protects what amounts to a fifth of the world's fresh water. "Cleaning up the Great Lakes shouldn't be a partisan issue," the governors say. One Illinois' Ted Cox has the [story here](#).

LEGISLATION

— **House passes bill requiring LGBT content in state-funded textbooks.** By State Journal-Register's Peter Hancock. [Story here](#)

— **The bill to block employers from asking about salary history is back.** By Tribune's Dan Petrella. [Story here](#)

— **NPR's Brian Mackey examines the statewide plastic bag-tax proposal.** The governor has called for a nickel tax, per bag, with all 5 cents going into the state's General Revenue Fund. Environmentalists say the tax should be double — 10 cents a bag — with the money

earmarked for environmental causes. [Story here](#)

— **Mental health bills.** Illinois lawmakers have introduced a package of bills to address mental health issues—from treatment to removing the stigma of the disease. WJBC has the [story here](#)

— **HT to Anne Caprara**, the governor's chief of staff, for calling attention to this Tribune commentary making an over-the-top claim that a graduated income tax would impact marriages. "If the plan would double the size of the rate brackets on a joint return, that would eliminate the marriage penalty, but it would result in much less tax revenue. And it would create big potential marriage bonuses. *A single person with high income might marry someone with little or no income, and that couple could benefit from lower brackets.*" David Roberts' [commentary here](#).

| NATION

— **'Extraordinary': GOP heads for unprecedented clash with Trump**, by POLITICO's Burgess Everett, Eliana Johnson and John Bresnahan: [Story here](#)

— **America last: How Trump followed the world in grounding Boeing's plane**, by POLITICO's Kathryn A. Wolfe: [Story here](#)

— **Trump and Dems destroy GOP effort to escape national emergency bind**, by POLITICO's Burgess Everett. [Story here](#)**JOB CHANGE**

— **Carter Harms** is heading to the Illinois Department of Human Rights to be the director of legislative affairs. He previously was chief of staff for State Rep. Ann Williams.

— **Longtime Rush CEO Larry Goodman to retire**, writes Crain's Stephanie Goldberg. [Story here](#)

— **Elizabeth Glassman**, the long-serving president and CEO of

Chicago-based Terra Foundation for American Art will step down within the next year, after her replacement is found. The Art Newspaper has a [story here](#).

■ TAKING NAMES

Gillian Rosenberg Armour has been recognized by the American Association of Political Consultants as one of the 40 "best and brightest" campaign professionals under 40 years old. Rosenberg Armour is managing director at Wildfire Contact in Chicago. The comms firm specializes in direct mail, phones and data for Democratic campaigns and progressive causes, including for DCCC Chair **Cheri Bustos**, U.S. Rep. **Lauren Underwood** and congressional candidate **Betsy Dirksen Londrigan**. Rosenberg Armour also led women's outreach efforts for President **Barack Obama's** Iowa Caucus win in 2008.

■ HAPPY BIRTHDAY

Ebs Burnough, brand strategist and former aide to Michelle Obama.

■ WHERE'S RAHM

At Chicago Cultural Center in the a.m. to talk about the 2019 Chicago Architecture Biennial, then off to mHub HQ for a manufacturing industry celebration. In the afternoon, he'll be at Chicago Connectory in the Mart to release a report on from the Transportation and Mobility Task Force.

■ WHERE'S J.B.

Touring the Quincy Veterans' Home campus and Hammond Hall in the a.m. At mHub HQ for a manufacturing industry celebration. Speaking at the Erie Neighborhood House Future of Promise Dinner at Radisson Blu Aqua in the evening.

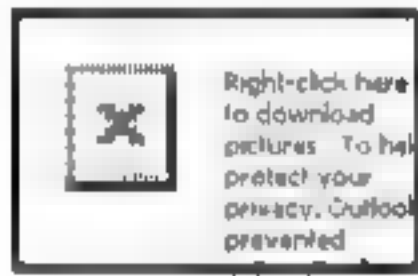
A message from the ACLU:

Driver's license suspensions shouldn't be used against people who can't afford to pay fines for parking tickets or other non-driving violations. When a person loses their license, they often lose their job. Over 80% of Illinoisans drive to work, and many employers require driver's licenses even for jobs that don't require driving. If you can't work, you can't pay. If you can't pay, you can't work.

Black and Latino drivers are disproportionately affected by driver's license suspensions, because they are more likely than white drivers to be stopped by the police, ticketed or arrested for traffic offenses, and penalized with fines or even incarceration as a result.

The License to Work Act would keep Illinoisans on the road so that they can continue to work and support their families. Illinois lawmakers should vote YES on the License to Work Act. [Visit License2Work.org](http://License2Work.org) to take action and learn more.

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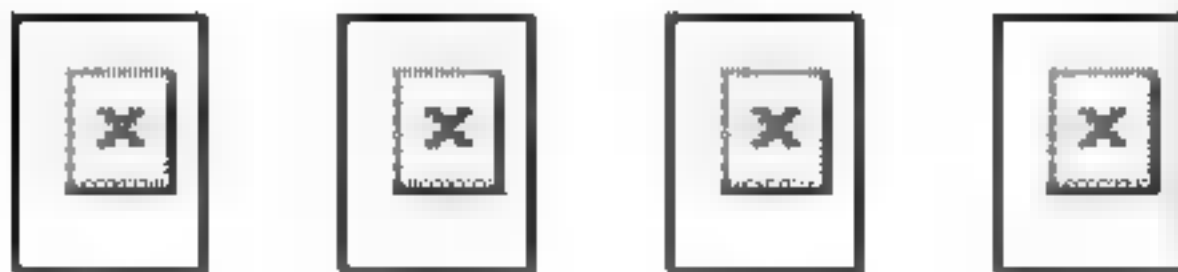
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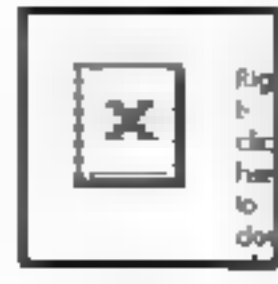
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From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 14, 2019 10:25 AM
To: sao media (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Smollett plea?

Can y'all confirm that Jussie Smollett pleaded not guilty in court this morning? I wasn't able to be there and the livestreams I was expecting didn't happen.

-- ER

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: DOUGLAS MACLEAN (States Attorney)
Sent: Thursday, March 14, 2019 10:31 AM
To: CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: RE: Smollett, Jussie

This is complete

Douglas F. MacLean
Director, Information Systems
Cook County State's Attorney's Office
(312) 603-8745

From: CHRISTINE SCALISE (States Attorney)
Sent: Thursday, March 14, 2019 7:16 AM
To: ELIZABETH BALLARD (States Attorney) <elizabeth.ballard@cookcountyil.gov>; DOUGLAS MACLEAN (States Attorney) <douglas.maclean@cookcountyil.gov>; RISA LANIER (States Attorney) <risa.lanier@cookcountyil.gov>
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney) <ANGEL.WILLIAMSONPENDLETON@cookcountyil.gov>
Subject: RE: Smollett, Jussie

Thanks

Christine Scalise
Office Manager, Criminal Division
2650 South California, 12B38
christine.scalise@cookcountyil.gov
773-674-7119

From: ELIZABETH BALLARD (States Attorney)
Sent: Thursday, March 14, 2019 7:15 AM
To: DOUGLAS MACLEAN (States Attorney); RISA LANIER (States Attorney); CHRISTINE SCALISE (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Re: Smollett, Jussie

Chrissy, I will check with Risa on R. Kelly. Thanks, Liz

Thanks Doug.

Get [Outlook for Android](#)

From: CHRISTINE SCALISE (States Attorney)
Sent: Thursday, March 14, 2019 7:11:37 AM
To: DOUGLAS MACLEAN (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: RE: Smollett, Jussie

Thanks Doug... Understood. ☺

Christine Scalise
Office Manager, Criminal Division
2650 South California, 12B38
christine.scalise@cookcountyil.gov
773-674-7119

From: DOUGLAS MACLEAN (States Attorney)
Sent: Thursday, March 14, 2019 7:05 AM
To: CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Re: Smollett, Jussie

Thanks.

Just to clarify - I'll make sure the four people listed have access to the indicated cases. But, anyone who has sensitive case access can see these cases, as well. This includes all executive staff, sex crimes personnel, and some individual attorneys, admin staff, and investigators.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: "CHRISTINE SCALISE (States Attorney)" <christine.scalise@cookcountyil.gov>
Date: 3/14/19 06:58 (GMT-06:00)
To: "ELIZABETH BALLARD (States Attorney)" <elizabeth.ballard@cookcountyil.gov>, "DOUGLAS MACLEAN (States Attorney)" <douglas.maclean@cookcountyil.gov>, "RISA LANIER (States Attorney)" <risa.lanier@cookcountyil.gov>
Cc: "ANGEL WILLIAMSON PENDLETON (States Attorney)" <ANGEL.WILLIAMSONPENDLETON@cookcountyil.gov>
Subject: RE: Smollett, Jussie

Yes Liz... Thanks.. I am including Doug in this email as well.

Liz, on this same topic, will you please provide me the names of who should have access to the Kelly case so we can ask the same of Doug?

Morning Doug... As mentioned below, and with their permissions, please secure 19CR-3104 with to the listed names.

Joe Magats
Risa Lanier
Elizabeth Caratini
Elizabeth Ballard

Christine Scalise
Office Manager, Criminal Division
2650 South California, 12B38
christine.scalise@cookcountyil.gov
773-674-7119

From: ELIZABETH BALLARD (States Attorney)
Sent: Wednesday, March 13, 2019 4:37 PM
To: CHRISTINE SCALISE (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Smollett, Jussie

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Joe Magats
Risa Lanier
Elizabeth Caratini
Elizabeth Ballard

Elizabeth Ballard
Administrative Assistant to,
Risa Lanier, Chief
Diann Sheridan, Deputy Chief
Criminal Prosecutions Bureau
Cook County State's Attorney's Office
773-674-2720 Office
773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

From: RISA LANIER (States Attorney)
Sent: Thursday, March 14, 2019 10:49 AM
To: DOUGLAS MACLEAN (States Attorney); CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Re: Smollett, Jussie

Thanks all

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: DOUGLAS MACLEAN (States Attorney)
Sent: Thursday, March 14, 2019 10:30:40 AM
To: CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: RE: Smollett, Jussie

This is complete

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(312) 603-8745

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Diann Sheridan, Deputy Chief
Criminal Prosecutions Bureau
Cook County State's Attorney's Office
773-674-2720 Office
773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

Subject: Jussie Smollett
Location: Judge Watkins room 304

Start: Wed 4/17/2019 9:30 AM
End: Wed 4/17/2019 10:00 AM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: RISA LANIER (States Attorney)

From: ANGEL WILLIAMSON PENDLETON (States Attorney)
Sent: Thursday, March 14, 2019 12:07 PM
To: DOUGLAS MACLEAN (States Attorney); CHRISTINE SCALISE (States Attorney); ELIZABETH BALLARD (States Attorney); RISA LANIER (States Attorney)
Subject: Re: Smollett, Jussie

Thanks, you're wonderful Doug!!

*Angel Williamson Pendleton
Cook County State's Attorney's Office
Assistant Office Manager/Steno Supervisor, CCAB
2650 S. California, 12B38
Chicago, IL 60608
(773)674-2703*



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From: "CHRISTINE SCALISE (States Attorney)" <christine.scalise@cookcountyil.gov>
Date: 3/14/19 06:58 (GMT-06:00)
To: "ELIZABETH BALLARD (States Attorney)" <elizabeth.ballard@cookcountyil.gov>, "DOUGLAS MACLEAN (States Attorney)" <douglas.maclean@cookcountyil.gov>, "RISA LANIER (States Attorney)" <risa.lanier@cookcountyil.gov>
Cc: "ANGEL WILLIAMSON PENDLETON (States Attorney)" <ANGEL.WILLIAMSONPENDLETON@cookcountyil.gov>
Subject: RE: Smollett, Jussie

Yes Liz... Thanks.. I am including Doug in this email as well.

Liz, on this same topic, will you please provide me the names of who should have access to the Kelly case so we can ask the same of Doug?

Morning Doug... As mentioned below, and with their permissions, please secure 19CR-3104 with to the listed names.

Joe Magats
Risa Lanier
Elizabeth Caratini
Elizabeth Ballard

Christine Scalise
Office Manager, Criminal Division
2650 South California, 12B38
christine.scalise@cookcountyil.gov
773-674-7119

From: ELIZABETH BALLARD (States Attorney)
Sent: Wednesday, March 13, 2019 4:37 PM
To: CHRISTINE SCALISE (States Attorney)
Cc: ANGEL WILLIAMSON PENDLETON (States Attorney)
Subject: Smollett, Jussie

Chrissy, Risa asked me to reach out and let you know who should have access to this case in CRIMES. Thanks, Liz

Joe Magats
Risa Lanier
Elizabeth Caratini
Elizabeth Ballard

Elizabeth Ballard
Administrative Assistant to,

Risa Lanier, Chief
Diann Sheridan, Deputy Chief
Criminal Prosecutions Bureau
Cook County State's Attorney's Office
773-674-2720 Office
773-674-2382 Fax
elizabeth.ballard@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Thursday, March 14, 2019 12:24 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Tina Tchen text messages

Are you releasing by request at this point?

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 14, 2019 1:23 PM
To: Parks, Brad
Subject: Re: Tina Tchen text messages
Attachments: responsive.pdf

Nice speaking to you!

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Thursday, March 14, 2019 12:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Tina Tchen text messages

Are you releasing by request at this point?

 Call

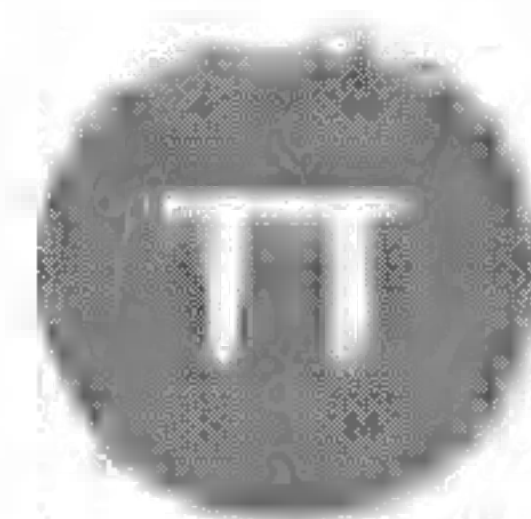
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

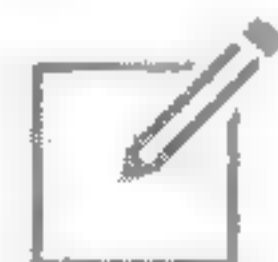
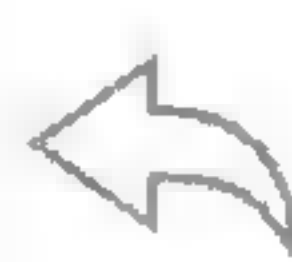
**Call**

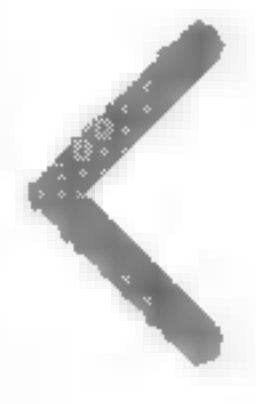
February 1, 2019 at 4:54 AM

 Found in Gmail Inbox

Hi Kim - I sent an email to your work address I think as well. I wanted to give you a call on behalf of Jussie Smollett and family who I know. They have concerns about the investigation. I am on an 8 am flight to nyc but please call me before then. I land about. 1015 Chicago time. My cell is [REDACTED] Many thanks!

Sent from my iPhone





iMessage
Fri, Feb 1, 11:13 AM

Hello Kim. This is

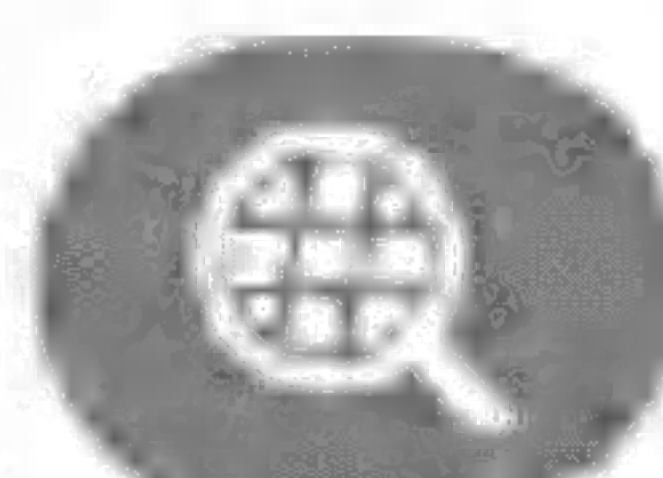
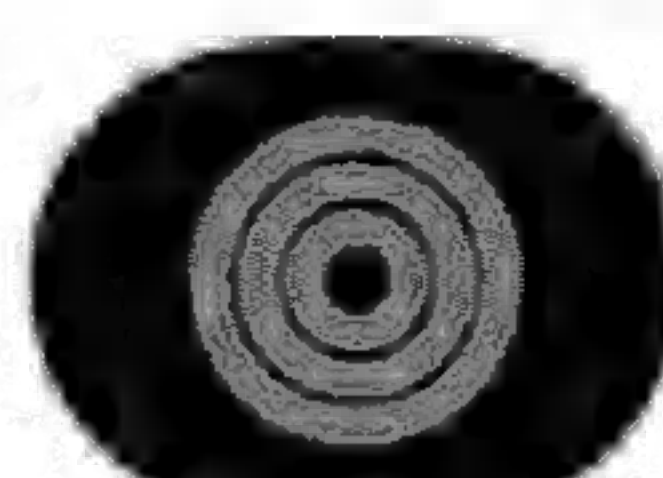
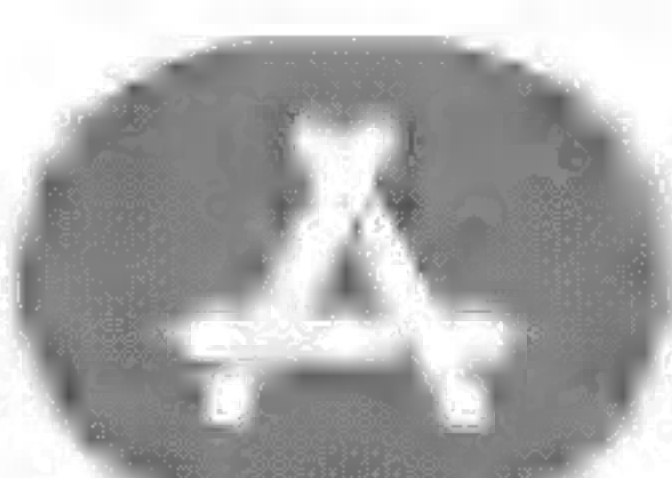
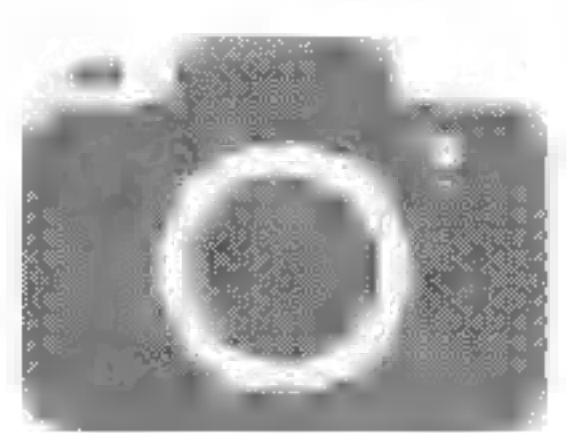
Are you available to chat? Tina Tchen gave me your number

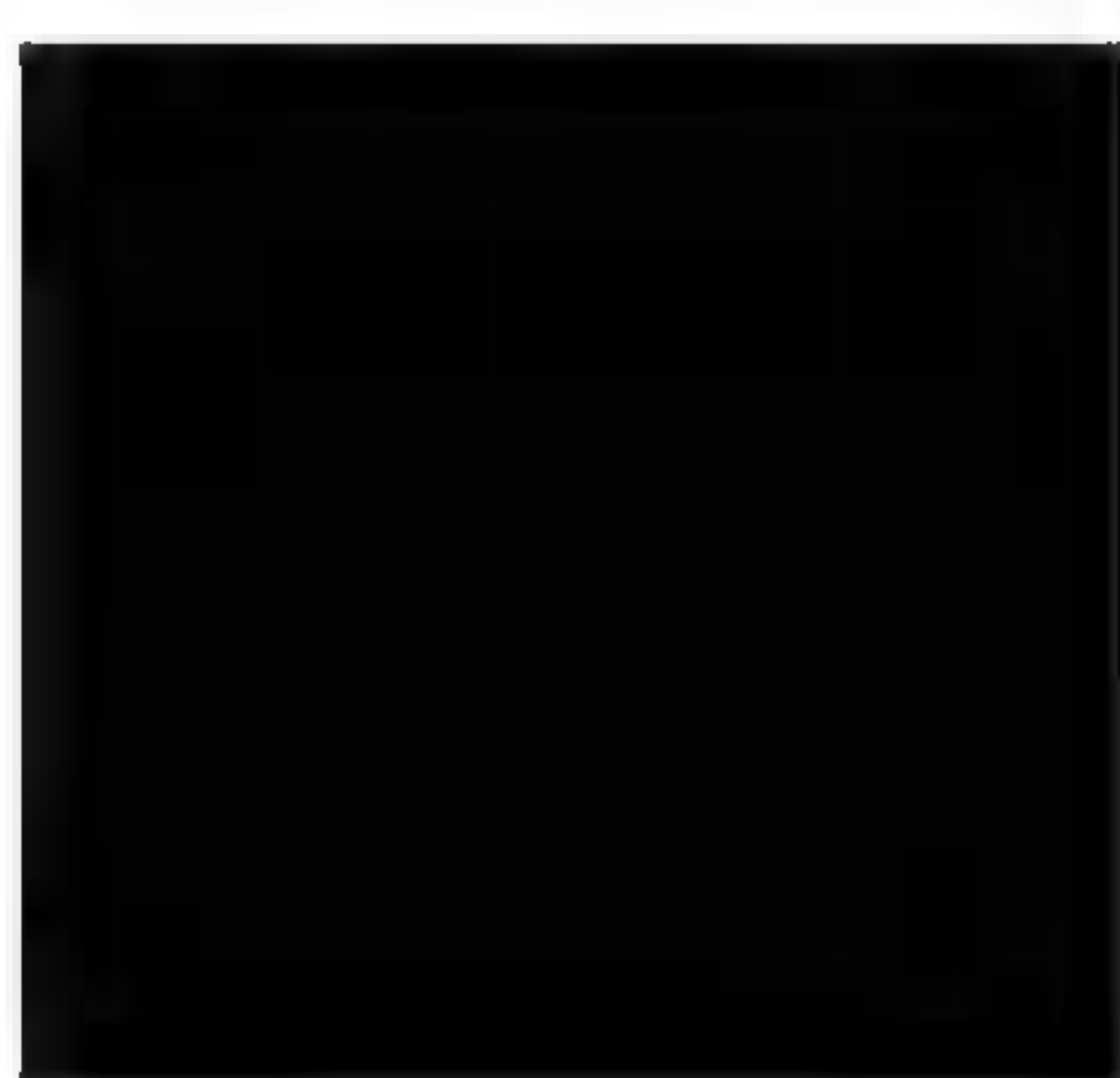
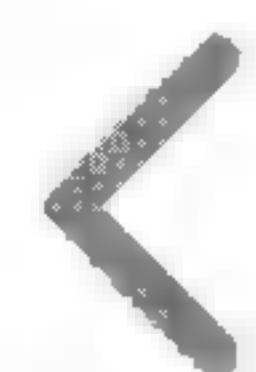
Hi Are you available in 5 mins? I'm at a conference in DC and will step out. P

Yes i am

Fri, Feb 1, 6:47 PM

Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

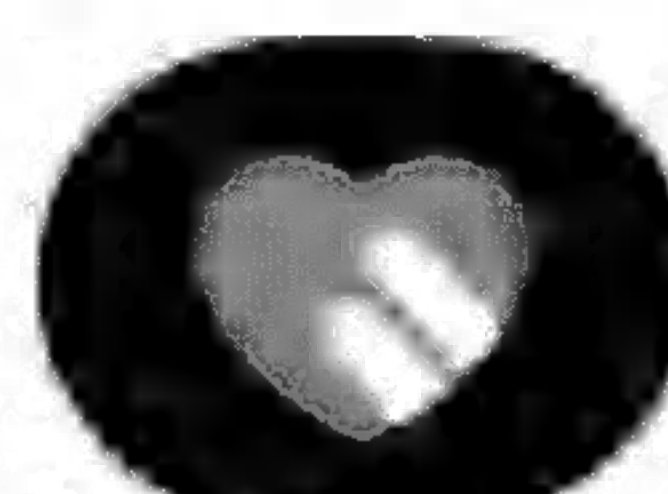
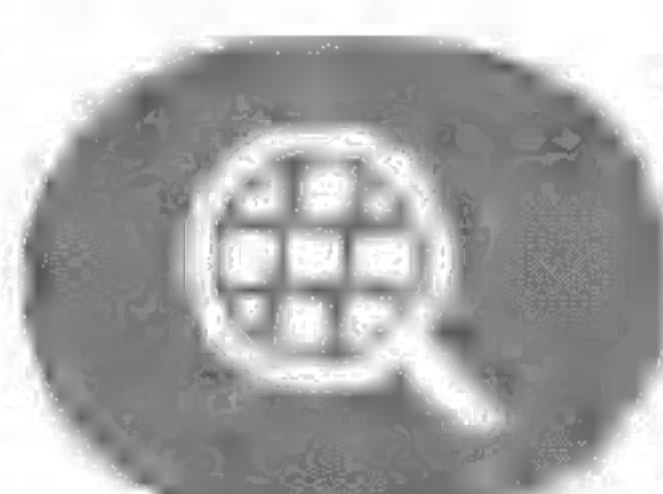
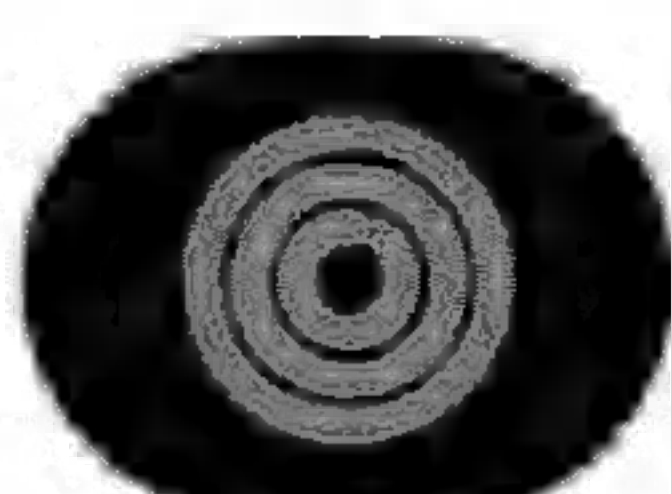
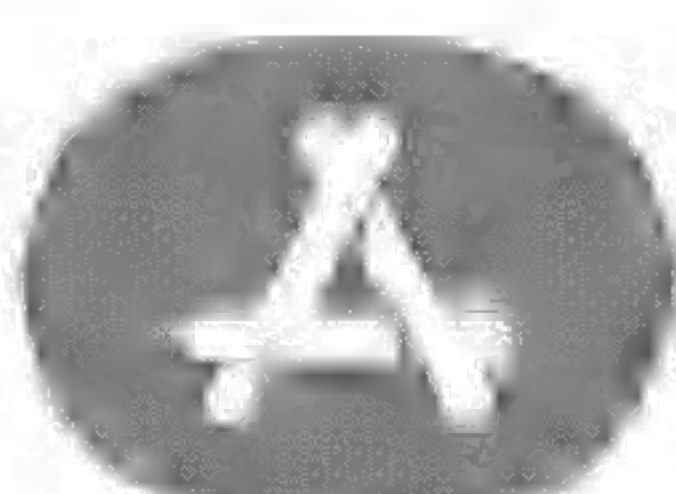
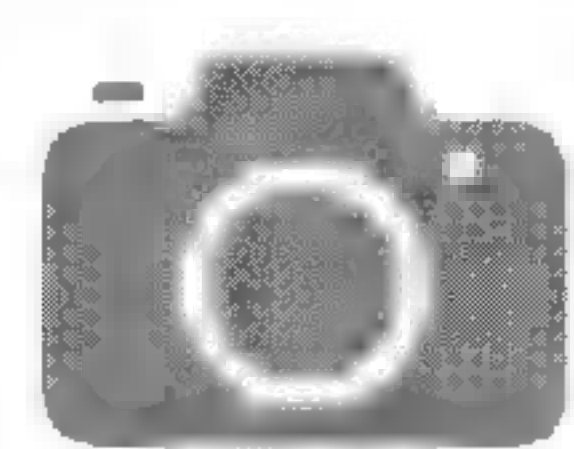
Mon, Feb 4, 11:52 AM

Hey! Hope all is well. I wanted to check in with you about what's happening here when you have a moment.

Ok. Are you available to chat now?

Yes

Ok calling you now





Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

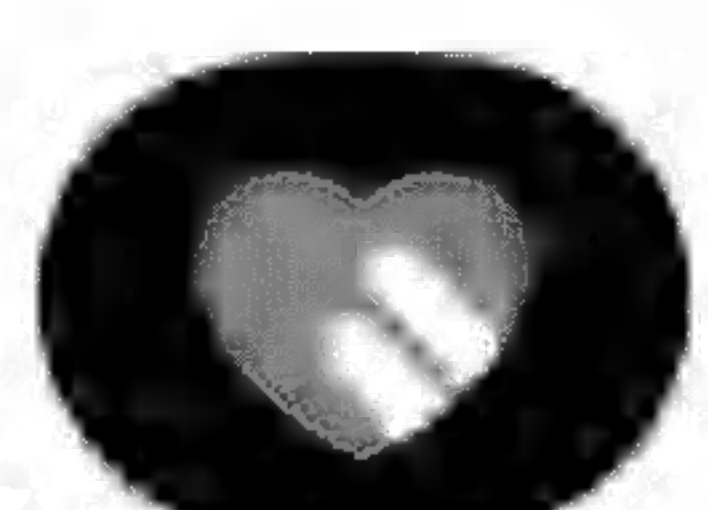
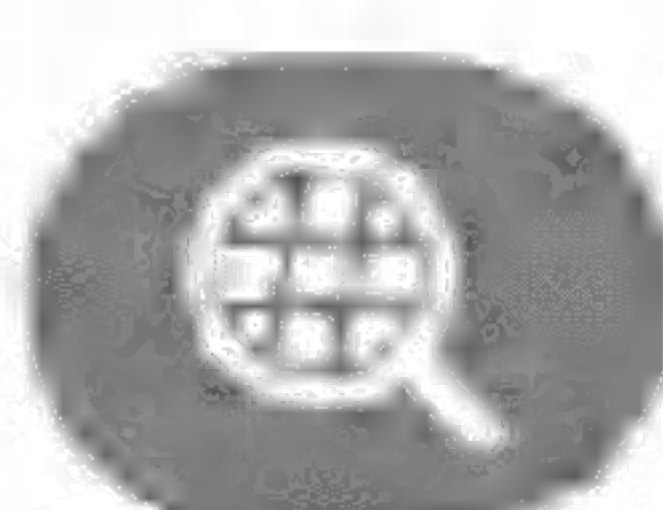
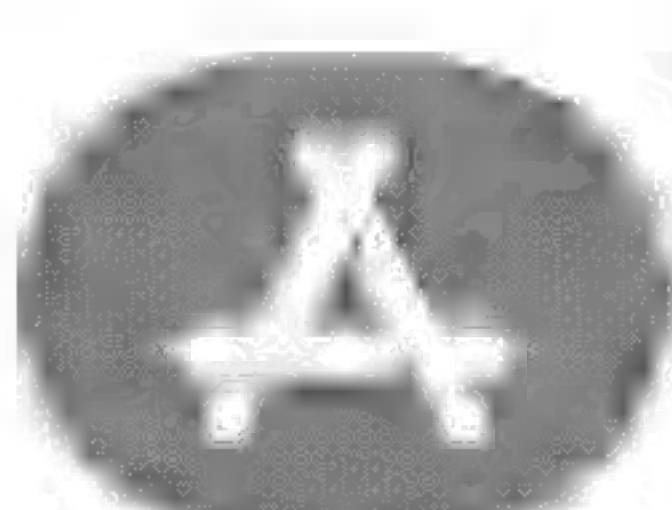
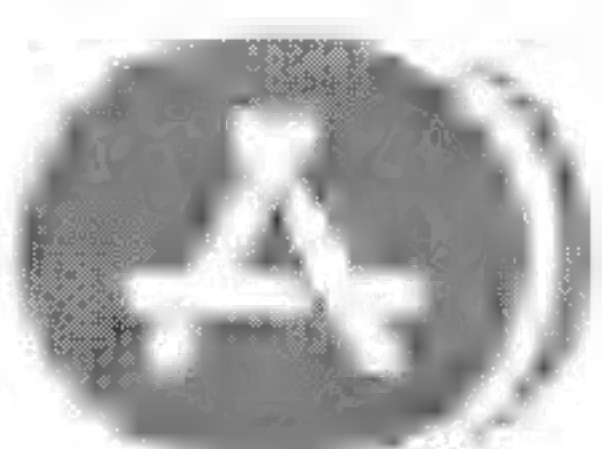
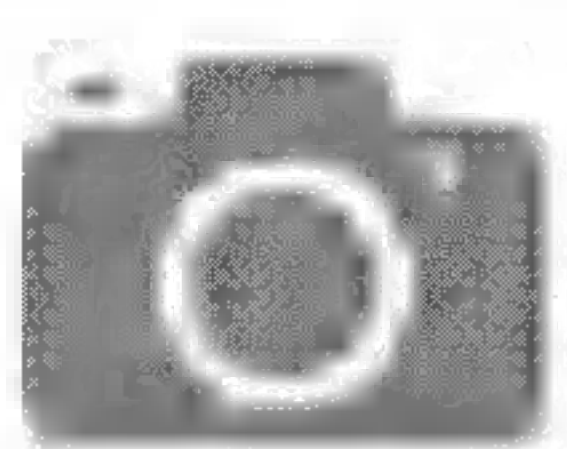
Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM





Tue, Feb 12, 8:19 AM

Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

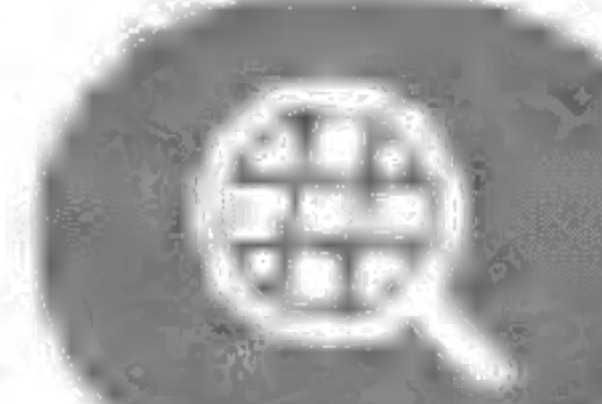
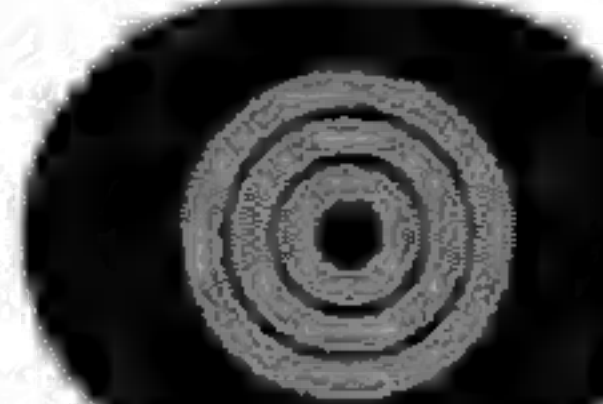
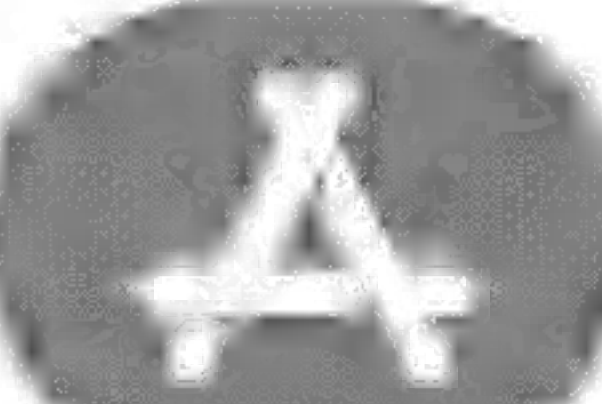
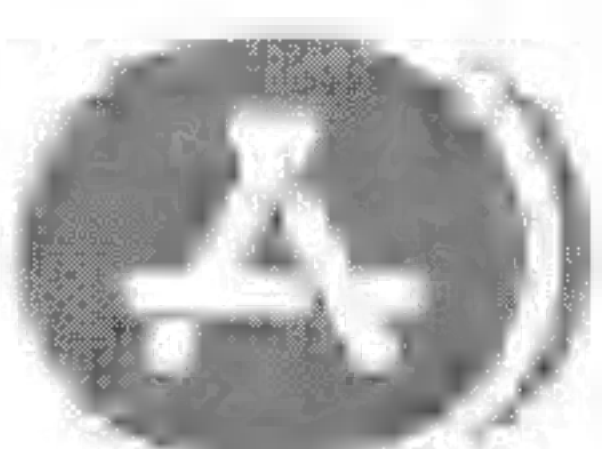
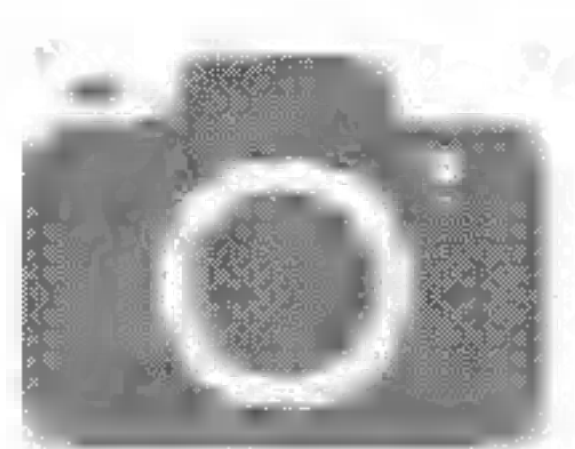
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

[All Inboxes](#)

3 Messages

Call

**Kim Foxx**

2/1/19

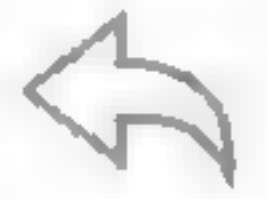
To: Tina Tchen

Details



Spoke to the Superintendent Johnson. I convinced him to Reach out to FBI to ask that they take over the investigation. He is reaching out now and will get back to me shortly.

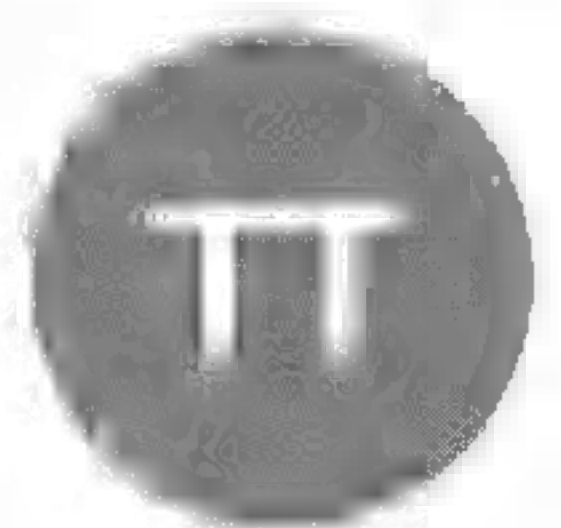
Sent from my iPhone

[See More from Tina Tchen](#)[Found in Gmail Inbox](#)**Tina Tchen**

2/1/19

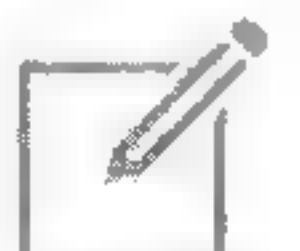
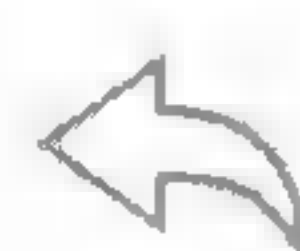
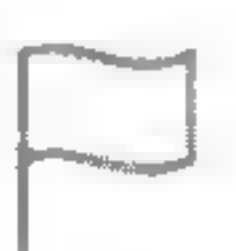
To: Kim Foxx

Details



Thank you. I think [REDACTED]
[REDACTED] is going to call you.

Sent from my iPhone

[See More from Kim Foxx](#)

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Thursday, March 14, 2019 1:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Tina Tchen text messages

Thank you for calling!

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 1:23 PM
To: Parks, Brad <Brad.Parks@turner.com>
Subject: Re: Tina Tchen text messages

Nice speaking to you!

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Thursday, March 14, 2019 12:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Tina Tchen text messages

Are you releasing by request at this point?

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Thursday, March 14, 2019 5:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN calling

Are the text messages between Kim Foxx and Tina Tchen the reason she recused herself from the Jussie Smollett investigation?

Sheena Jones
Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena



From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 14, 2019 6:29 PM
To: Jones, Sheena
Subject: Re: CNN calling

Here is original statement:

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 5:19 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

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Sheena Jones
Newsdesk Editor
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(w) 404-827-1511
@CNNSheena
<image001.png>

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Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena
<image001.png>

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Thursday, March 14, 2019 6:31 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CNN calling

Thank you so much!!!

Sheena Jones

On Mar 14, 2019, at 7:28 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Here is original statement:

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

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CNN National Content Center Desk
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@CNNSheena
<image001.png>

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 14, 2019 6:52 PM
To: Jones, Sheena
Subject: Re: CNN calling

FYI included in the previous documents I sent is the memo with the date of the refusal.

Tandra R. Simonton
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CNN National Content Center Desk

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@CNNSheena
<image001.png>

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Newsdesk Editor
CNN National Content Center Desk

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@CNNSheena
<image001.png>

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Thursday, March 14, 2019 6:53 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN calling

Yes, the feb. 13th date. Thanks ☺

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:52 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
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Newsdesk Editor
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(w) 404-827-1511
@CNNSheena
<image001.png>

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 14, 2019 6:56 PM
To: Jones, Sheena
Subject: Re: CNN calling

Great; thank you! Have a great night😊

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:53 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Yes, the feb. 13th date. Thanks 😊

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:52 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

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Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena
<image001.png>

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Thursday, March 14, 2019 7:22 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN calling

You too!

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:56 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
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To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

FYI included in the previous documents I sent is the memo with the date of the refusal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:31 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Thank you so much!!!

Sheena Jones

On Mar 14, 2019, at 7:28 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

Here is original statement:

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 5:19 PM, Jones, Sheena
<Sheena.Jones@turner.com> wrote:

Are the text messages between Kim Foxx and Tina
Tchen the reason she recused herself from the Jussie
Smollett investigation?

Sheena Jones
Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena
<image001.png>

From: Pat Milhizer (Chief Judge's Office)
Sent: Friday, March 15, 2019 9:37 AM
To: JOSEPH MAGATS (States Attorney); ELIZABETH BALLARD (States Attorney);
jprior@hmelegal.com; rsafer@rshc-law.com; bwatson@rshc-law.com;
glandian@geragos.com
Cc: Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); TANDRA
SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt
(Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Steven Watkins (Judiciary);
Barnicle, Kelly
Subject: EMC request in People v. Smollett
Attachments: EMC - Objections, Party, Witnesses.pdf; EMC Jussie Smollett 19CR0310401 P1.png;
EMC Jussie Smollett 19CR0310401 P2.png

Dear Counsel or Self-Represented Litigant:

This is to notify you that a request for Extended Media Coverage (EMC) has been filed in People v. Jussie Smollett for the proceeding scheduled for April 17, 2019 at 9:30 a.m. and all future proceedings in the case, including continuances, in Courtroom 304 of the Leighton Criminal Court Building.

This means that, subject to approval by the judge assigned to the case and the chief judge of the circuit, media organizations may bring video cameras, still cameras and audio recording devices into the courtroom to cover proceedings in these cases. Attached for your information is the "Request for Extended Media Coverage" filed by the media.

Parties and witnesses have the right to object to EMC. Parties representing themselves and witnesses are entitled to receive free assistance from the Office of the Clerk of the Circuit Court in making objections to EMC. Objection forms are attached to this email.

For information and guidelines on EMC, the rights of parties and witnesses to object to extended media coverage, and links to court forms, visit <http://www.cookcountycourt.org/MEDIA/ExtendedMediaCoverage.aspx>

Witnesses are encouraged to seek assistance from the attorney from whom they received a subpoena to testify.

Please acknowledge receipt of this notification by sending an email to EMC@cookcountyil.gov.

Sincerely,

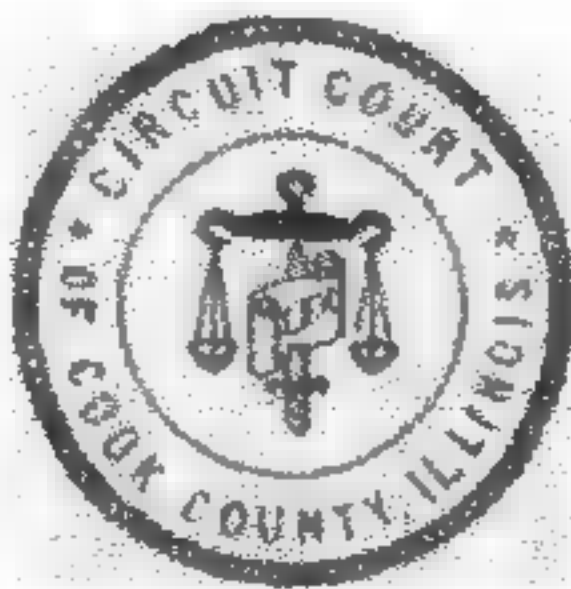
Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge

Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

Pat Milhizer

Director of Communications
Office of the Chief Judge
Circuit Court of Cook County
Daley Center, Room 2600
50 W. Washington St.
Chicago, IL 60602
312.603.5160



OFFICE OF THE CLERK OF THE CIRCUIT COURT OF COOK COUNTY

EMC COVERSHEET
For
REQUEST FOR EXTENDED MEDIA COVERAGE

Date: March 14, 2019

TO: Pat Milhizer, Media Liaison
Office of the Chief Judge
Phone: (312) 603-5160
Fax: (312) 603-4938
EMC mail: emc@cookcountyil.gov

FR: A. Robinson, CDC/J. Jackson, ACDC
Office of the Clerk of the Circuit Court
Phone: (773) 674-3159/ (773) 674-3678
Fax: (773) 674-6710
EMC Mail: emc@cookcountycourt.com

Hearing Date: April 17, 2019

Judge: Honorable Judge Steven Watkins

Courtroom: 304 Time: 9:30am

Defendant(s) Name:

JUSSIE SMOLLETT

Defendant(s) Case No:

19CR0310401

Service List

- Office of the Presiding Judge LeRoy Martin, Jr. -Criminal Division
- Honorable Judge Steven Watkins-Criminal Division
- Office of the Cook County State's Attorney-Criminal Division
- Kelly Barnicle, On-Site Media Coordinator, WGN TV
kbarnicle@wgntv.com (773) 883-3203

Law Firm of: Riley, Safer, Holmes, Cancila (Atty #60128)
3 1st National Plaza
Chicago IL 60602
(312) 955-0545

Tina Glandian, Attorney
Geragos & Geragos Law Firm
256 5th Avenue
New York, New York 10001

Total Pages Sent: 2

cc: Renee Banks, Associate Clerk-Criminal/Juvenile Bureau
Janice Jackson, Acting Assistant Chief Deputy Clerk

FILED
19 MAR 14 PM 4:52
CLERK

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
DEPARTMENT, DISTRICT/DIVISION

People

Plaintiff(s)/Petitioner(s)

v.

Case No. 19 cr 0310401

Jussie Smollett

Defendant(s)/Respondent(s)

REQUEST FOR EXTENDED MEDIA COVERAGE

The undersigned media coordinator hereby states as follows:

1. This request is made on behalf of all news media organizations.
2. I hereby request consent to provide extended media coverage of the proceeding scheduled on the 17 day of April, 2019 at the Leighton Criminal Courthouse
2600 S. California, Chicago, Illinois.
3. Extended media coverage is requested for:
 - ☐ the proceeding described above
 - ☐ the proceeding described above and all continuances of that proceeding
 - ☒ the proceeding described above and all future proceedings in this case, including continuances
4. The type of extended media coverage requested is as follows (Include type of equipment, number of personnel, live or delayed publication, audio or video, etc.):

request for 2 video camera's, 2 personnel (WGN TV and NBC Camera operators) 2 tripods, 4 mics w/cable and box to feed proceeding back live
 if permitted. One still photographer with 2 camera's (one for backup if breaks) with lenses, laptop, blimp, electrical cord and mono pod.

5. The on-site media coordinator for this proceeding will be: Name Kelly Barnicle
 News Media Organization: WGN TV
 Address: 2501 W. Bradley Place
 Telephone: 773 883 3203 Email Address: kbarnicle@wgn.tv
6. I will abide by all the provisions of the Illinois Supreme Court's *Policy for Extended Media Coverage in the Circuit Courts of Illinois* and the Cook County Circuit Court's General Administrative Order 2014-12 on extended media coverage, and perform all duties required of me as the media coordinator.
7. This request for extended media coverage is filed (check the appropriate box):
 - ☒ at least fourteen (14) days in advance of the proceeding identified above; or
 - ☐ less than fourteen (14) days in advance of the proceeding identified above because

Kelly Barnicle

Signature

Kelly Barnicle

Print Name

News Media Organization: WGN TV
 Address: 2501 W Bradley Place Chicago, IL 60618

Telephone: 773 883 3203 Email Address: wgntvinfo@tribunemedia.com

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 DEPARTMENT, DISTRICT/DIVISION

Plaintiff(s)/Petitioner(s)

v.

Case No. _____

Defendant(s)/Respondent(s)

OBJECTION OF PARTY TO EXTENDED MEDIA COVERAGE

_____ states as follows:

Name of Objecting Party

1. I am the ☐ Plaintiff/Petitioner ☐ Defendant/Respondent in the above-captioned matter.
2. Extended media coverage of the above matter has been: ☐ requested ☐ granted.
3. I have good cause to believe that the presence of extended media coverage, under the particular circumstances of this proceeding, would materially interfere with the fair and impartial administration of justice. The specific facts and circumstances in support of this allegation are as follows:

4. This objection is filed with the Clerk of the Court prior to the commencement of the proceeding for which extended media coverage has been requested or granted.
5. Notice of this objection to the assigned judge, all counsel of record, parties appearing without counsel, the media coordinator, and the court media liaison, shall be given by (check one): ☐ me ☐ (for incarcerated persons only) the Clerk of the Court.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, 735 ILCS 5/1-109, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that s/he verily believes the same to be true.

WHEREFORE, I object to extended media coverage of my testimony in this proceeding for the above stated reasons.

Respectfully submitted,

Date: _____

Atty. No.: _____ Signature _____

Print Name _____

Name: _____

Firm Name: _____

Attorney for the Petitioner: _____

Address: _____

City/State/Zip Code: _____

Telephone: _____

Email: _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

From: JOSEPH MAGATS (States Attorney)
Sent: Friday, March 15, 2019 9:38 AM
To: RISA LANIER (States Attorney)
Subject: Fw: EMC request in People v. Smollett
Attachments: EMC - Objections, Party, Witnesses.pdf; EMC Jussie Smollett 19CR0310401 P1.png; EMC Jussie Smollett 19CR0310401 P2.png

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington Blvd.
32nd Floor
Chicago, IL 60602
Phone: 312-603-1824/1944
Email: joseph.magats@cookcountyil.gov

From: Pat Milhizer (Chief Judge's Office)
Sent: Friday, March 15, 2019 9:36 AM
To: JOSEPH MAGATS (States Attorney); ELIZABETH BALLARD (States Attorney); jprior@hmelegal.com; rsafer@rshc-law.com; bwatson@rshc-law.com; glandian@geragos.com
Cc: Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Michael Carroll (Chief Judge's Office); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Steven Watkins (Judiciary); Barnicle, Kelly
Subject: EMC request in People v. Smollett

Dear Counsel or Self-Represented Litigant:

This is to notify you that a request for Extended Media Coverage (EMC) has been filed in People v. Jussie Smollett for the proceeding scheduled for April 17, 2019 at 9:30 a.m. and all future proceedings in the case, including continuances, in Courtroom 304 of the Leighton Criminal Court Building.

This means that, subject to approval by the judge assigned to the case and the chief judge of the circuit, media organizations may bring video cameras, still cameras and audio recording devices into the courtroom to cover proceedings in these cases. Attached for your information is the "Request for Extended Media Coverage" filed by the media.

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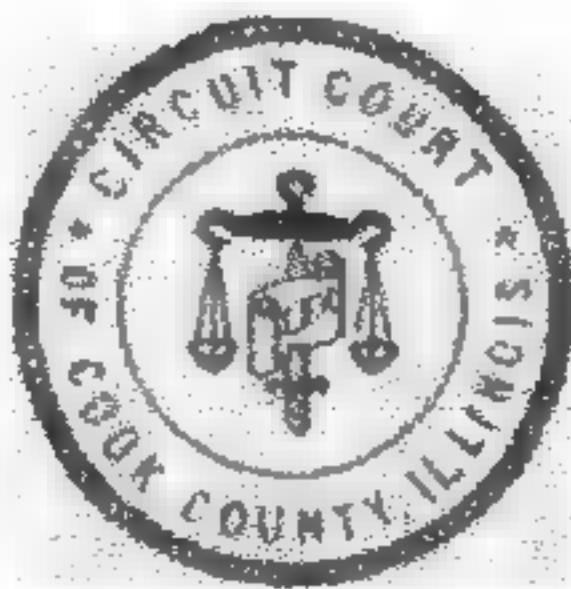
Please acknowledge receipt of this notification by sending an email to EMC@cookcountyil.gov.

Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

Pat Milhizer
Director of Communications
Office of the Chief Judge
Circuit Court of Cook County
Daley Center, Room 2600
50 W. Washington St.
Chicago, IL 60602
312.603.5160



OFFICE OF THE CLERK OF THE CIRCUIT COURT OF COOK COUNTY

EMC COVERSHEET
For
REQUEST FOR EXTENDED MEDIA COVERAGE

Date: March 14, 2019

TO: Pat Milhizer, Media Liaison
Office of the Chief Judge
Phone: (312) 603-5160
Fax: (312) 603-4938
EMC mail: emc@cookcountyil.gov

FR: A. Robinson, CDC/J. Jackson, ACDC
Office of the Clerk of the Circuit Court
Phone: (773) 674-3159/ (773) 674-3678
Fax: (773) 674-6710
EMC Mail: emc@cookcountycourt.com

Hearing Date: April 17, 2019
Judge: Honorable Judge Steven Watkins
Courtroom: 304 Time: 9:30am

Defendant(s) Name:

JUSSIE SMOLLETT

Defendant(s) Case No:

19CR0310401

Service List

- Office of the Presiding Judge LeRoy Martin, Jr. -Criminal Division
- Honorable Judge Steven Watkins-Criminal Division
- Office of the Cook County State's Attorney-Criminal Division
- Kelly Barnicle, On-Site Media Coordinator, WGN TV
kbarnicle@wgntv.com (773) 883-3203

Law Firm of: Riley, Safer, Holmes, Cancila (Atty #60128)
3 1st National Plaza
Chicago IL 60602
(312) 955-0545

Tina Glandian, Attorney
Geragos & Geragos Law Firm
256 5th Avenue
New York, New York 10001

Total Pages Sent: 2

cc: Renee Banks, Associate Clerk-Criminal/Juvenile Bureau
Janice Jackson, Acting Assistant Chief Deputy Clerk

FILED
19 MAR 14 PM 4:52
CLERK

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
DEPARTMENT, DISTRICT/DIVISION

People

Plaintiff(s)/Petitioner(s)

v.

Case No. 19 cr 0310401

Jussie Smollett

Defendant(s)/Respondent(s)

REQUEST FOR EXTENDED MEDIA COVERAGE

The undersigned media coordinator hereby states as follows:

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 News Media Organization: WGN TV
 Address: 2501 W. Bradley Place
 Telephone: 773 883 3203 Email Address: kbarnicle@wgn.tv
6. I will abide by all the provisions of the Illinois Supreme Court's *Policy for Extended Media Coverage in the Circuit Courts of Illinois* and the Cook County Circuit Court's General Administrative Order 2014-12 on extended media coverage, and perform all duties required of me as the media coordinator.
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 - ☐ less than fourteen (14) days in advance of the proceeding identified above because

Kelly Barnicle

Signature

Kelly Barnicle

Print Name

News Media Organization: WGN TV
 Address: 2501 W Bradley Place Chicago, IL 60618

Telephone: 773 883 3203 Email Address: wgntvinfo@tribunemedia.com

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 DEPARTMENT, DISTRICT/DIVISION

Plaintiff(s)/Petitioner(s)

v.

Case No. _____

Defendant(s)/Respondent(s)

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_____ states as follows:

Name of Objecting Party

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3. I have good cause to believe that the presence of extended media coverage, under the particular circumstances of this proceeding, would materially interfere with the fair and impartial administration of justice. The specific facts and circumstances in support of this allegation are as follows:

4. This objection is filed with the Clerk of the Court prior to the commencement of the proceeding for which extended media coverage has been requested or granted.
5. Notice of this objection to the assigned judge, all counsel of record, parties appearing without counsel, the media coordinator, and the court media liaison, shall be given by (check one): ☐ me ☐ (for incarcerated persons only) the Clerk of the Court.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, 735 ILCS 5/1-109, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that s/he verily believes the same to be true.

WHEREFORE, I object to extended media coverage of my testimony in this proceeding for the above stated reasons.

Respectfully submitted,

Date: _____

Atty. No.: _____ Signature _____

Print Name _____

Name: _____

Firm Name: _____

Attorney for the Petitioner: _____

Address: _____

City/State/Zip Code: _____

Telephone: _____

Email: _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

From: Babwin, Don <dbabwin@ap.org>
Sent: Monday, March 18, 2019 9:25 AM
To: TANDRA SIMONTON (States Attorney)
Subject: smollett

Tandra, when is the next court date for Jussie Smollett?

Thanks.,

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: TANDRA SIMONTON (States Attorney)
Sent: Monday, March 18, 2019 9:59 AM
To: Babwin, Don
Subject: Re: smollett

4/17

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Babwin, Don <dbabwin@ap.org>
Sent: Monday, March 18, 2019 9:25 AM
To: TANDRA SIMONTON (States Attorney)
Subject: smollett

Tandra, when is the next court date for Jussie Smollett?

Thanks.,

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From: Garcia, John F. (WLS-TV) <John.F.Garcia@abc.com>
Sent: Monday, March 18, 2019 12:45 PM
To: KIERA ELLIS (States Attorney)
Subject: Reaction

Kiera, good afternoon. Wondering if the office has any reaction to the FOP's letter to the department of justice asking for an investigation into the state attorneys role in the Smollett investigation? I'm working on the story for this afternoon. Thanks! John Garcia ABC7CHICAGO 312-519-4232.

Sent from my iPhone

From: KIERA ELLIS (States Attorney)
Sent: Monday, March 18, 2019 12:45 PM
To: TANDRA SIMONTON (States Attorney)
Subject: FW: Reaction

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

-----Original Message-----

From: Garcia, John F. (WLS-TV) <John.F.Garcia@abc.com>
Sent: Monday, March 18, 2019 12:45 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: Reaction

Kiera, good afternoon. Wondering if the office has any reaction to the FOP's letter to the department of justice asking for an investigation into the state attorneys role in the Smollett investigation? I'm working on the story for this afternoon. Thanks! John Garcia ABC7CHICAGO 312-519-4232.

Sent from my iPhone

From: Dane Placko <Dane.Placko@FOXTV.COM>
Sent: Monday, March 18, 2019 4:32 PM
To: TANDRA SIMONTON (States Attorney)
Subject: FOP Letter

Hi Tandra.... We're going to be running a short story about the FOP's letter to the US Atty asking for an investigation into Ms. Foxx's handling of the Smollett case. Any reesponbse from your end?

Also—have you put out any kind of official statement or explanation responding to the Trib story re Ms. Foxx asking for the FBI to take over the inv?

Thanks... Dane

From: TANDRA SIMONTON (States Attorney)
Sent: Monday, March 18, 2019 4:39 PM
To: KIERA ELLIS (States Attorney)
Subject: Fw: FOP Letter

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Dane Placko <Dane.Placko@FOXTV.COM>
Sent: Monday, March 18, 2019 4:31 PM
To: TANDRA SIMONTON (States Attorney)
Subject: FOP Letter

Hi Tandra.... We're going to be running a short story about the FOP's letter to the US Atty asking for an investigation into Ms. Foxx's handling of the Smollett case. Any reesponbse from your end?

Also—have you put out any kind of official statement or explanation responding to the Trib story re Ms. Foxx asking for the FBi to take over the inv?

Thanks... Dane

From: Babwin, Don <dbabwin@ap.org>
Sent: Tuesday, March 19, 2019 9:39 AM
To: TANDRA SIMONTON (States Attorney)
Subject: smollett case

Tandra, we are picking up this report from WLS and wanted to get your comment if you can. Just let me know if Ms. Foxx has any response to this. Thanks.

-
-
- TWEET
- EMAIL

FOP accuses Cook County State's Attorney Kim Foxx of interfering in Jussie Smollett investigation

Ad Duration00:00
PauseCurrent time00:23Seek
00:00
Duration01:51Toggle MuteVolume
Settings
Toggle Fullscreen

EMBED <>MORE VIDEOS

A member of Jussie Smollett's family reached out to Cook County State's Attorney Kim Foxx for help with getting the feds to investigate allegations by the "Empire" actor.
By John Garcia
Updated an hour ago
CHICAGO (WLS) -- The president of the Chicago police union has sent a letter to the Justice Department alleging that Cook County State's Attorney Kim Foxx interfered in the police investigation of "Empire" actor Jussie Smollett.

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: Finn, Matt <Matt.Finn@FOXNEWS.COM>
Sent: Tuesday, March 19, 2019 10:46 AM
To: TANDRA SIMONTON (States Attorney); StatesAttorney; sao media (States Attorney)
Cc: Fuerste, Madelin
Subject: FOX NEWS NATIONAL

Hello,

My name is Matt Finn with the national Fox News Channel. Submitting two timely requests:

- 1.) I'm submitting a request for copies of Kim Foxx's messages including e-mails and text messages with Tina Tchen regarding the Jussie Smollett case being turned over to the FBI. These messages have been widely released to various outlets. Requesting the same records.
- 2.) Also asking for comment from Kim Foxx and/or a spokesperson regarding the Chicago Police Union's request for the US AG of the Northern District of Illinois to investigate Foxx's interaction with Tchen and urging Superintendent Johnson to turn the Smollett investigation over to the FBI.

Thank you,

Matt

312-508-2409

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Tuesday, March 19, 2019 11:16 AM
To: ROBERT FOLEY (States Attorney)
Subject: Comment on FOP asking for Feds to investigate SA Foxx

Hi Robert –

I'm working on an item for Spin about the FOP asking the Feds to investigate SA Foxx over the Jussie Smollett case. Just seeking comment.

Thanks,
Lisa

From: ROBERT.FOLEY@cookcountyil.gov
Sent: Tuesday, March 19, 2019 12:01 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fwd: Comment on FOP asking for Feds to investigate SA Foxx

Not responding. If you want to I will cc you on the email.

Sent from my iPhone

Begin forwarded message:

From: "Donovan, Lisa" <ldonovan@chicagotribune.com>
Date: March 19, 2019 at 11:16:12 AM CDT
To: "'ROBERT FOLEY (States Attorney)'" <ROBERT.FOLEY@cookcountyil.gov>
Subject: Comment on FOP asking for Feds to investigate SA Foxx

Hi Robert –
I'm working on an item for Spin about the FOP asking the Feds to investigate SA Foxx over the Jussie Smollett case. Just seeking comment.

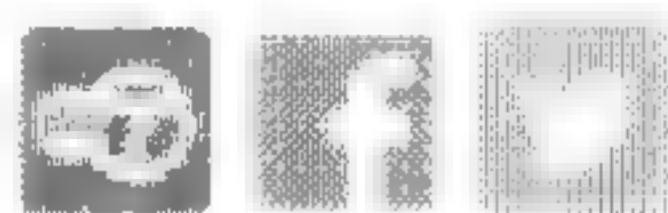
Thanks,
Lisa

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Tuesday, March 19, 2019 4:10 PM
To: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: please respond

Hi.. Just checking.... Is there any statement from States Attorney Foxx regarding the FOP requesting the DOJ investigate her regarding the Jussie Smollett case? Thanks. Carleen



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: Michael Carroll (Chief Judge's Office)
Sent: Monday, March 25, 2019 2:56 PM
To: Pat Milhizer (Chief Judge's Office); JOSEPH MAGATS (States Attorney); ELIZABETH BALLARD (States Attorney); jprior@hmelegal.com; rsafer@rshc-law.com; bwatson@rshc-law.com; glandian@geragos.com
Cc: Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Steven Watkins (Judiciary); Barnicle, Kelly
Subject: EMC hearing scheduled for April 2 - People v. Smollett
Attachments: EMC Jussie Smollett.pdf

Dear Counsel or Self-Represented Litigant:

Please see the attached order regarding a hearing on Extended Media Coverage that is scheduled for April 2, 2019 at 9:30 a.m.

Sincerely,

Stephen Brandt
Michael Carroll
Pat Milhizer

Court Media Liaison Team
Office of the Chief Judge
Circuit Court of Cook County
50 West Washington Street, Room 2600
Richard J. Daley Center
Chicago, Illinois 60602
312.603.4938 (fax)
312.603.9933 (fax)
EMC@cookcountyil.gov

From: Pat Milhizer (Chief Judge's Office) <Pat.Milhizer@cookcountyil.gov>
Sent: Friday, March 15, 2019 9:37 AM
To: JOSEPH MAGATS (States Attorney) <joseph.magats@cookcountyil.gov>; ELIZABETH BALLARD (States Attorney) <elizabeth.ballard@cookcountyil.gov>; jprior@hmelegal.com; rsafer@rshc-law.com; bwatson@rshc-law.com; glandian@geragos.com
Cc: Leroy Martin (Judiciary) <leroy.martin@cookcountyil.gov>; Amina Thompson (Chief Judge's Office) <amina.thompson@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; Michael Carroll (Chief Judge's Office) <michael.carroll@cookcountyil.gov>; Stephen Brandt (Chief Judge's Office) <stephen.brandt@cookcountyil.gov>; Eileen Heisler (Chief Judge's Office) <eileen.heisler@cookcountyil.gov>; Steven Watkins (Judiciary) <Steven.Watkins@cookcountyil.gov>; Barnicle, Kelly <kbarnicle@wgntv.com>
Subject: EMC request in People v. Smollett

Dear Counsel or Self-Represented Litigant:

This is to notify you that a request for Extended Media Coverage (EMC) has been filed in People v. Jussie Smollett for the proceeding scheduled for April 17, 2019 at 9:30 a.m. and all future proceedings in the case, including continuances, in Courtroom 304 of the Leighton Criminal Court Building.

This means that, subject to approval by the judge assigned to the case and the chief judge of the circuit, media organizations may bring video cameras, still cameras and audio recording devices into the courtroom to cover proceedings in these cases. Attached for your information is the "Request for Extended Media Coverage" filed by the media.

Parties and witnesses have the right to object to EMC. Parties representing themselves and witnesses are entitled to receive free assistance from the Office of the Clerk of the Circuit Court in making objections to EMC. Objection forms are attached to this email.

For information and guidelines on EMC, the rights of parties and witnesses to object to extended media coverage, and links to court forms, visit <http://www.cookcountycourt.org/MEDIA/ExtendedMediaCoverage.aspx>

Witnesses are encouraged to seek assistance from the attorney from whom they received a subpoena to testify.

Please acknowledge receipt of this notification by sending an email to EMC@cookcountyil.gov.

Sincerely,

Stephen Brandt
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Pat Milhizer

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50 West Washington Street, Room 2600
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Pat Milhizer
Director of Communications
Office of the Chief Judge
Circuit Court of Cook County
Daley Center, Room 2600
50 W. Washington St.
Chicago, IL 60602

312.603.5160

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CRIMINAL DIVISION**

PEOPLE OF THE STATE OF ILLINOIS,

v.

JUSSIE SMOLLETT,

Defendant.

Case No. 19 CR 0310401

Steven G. Watkins,
Judge Presiding

**ORDER SETTING HEARING
ON REQUEST FOR EXTENDED MEDIA COVERAGE**

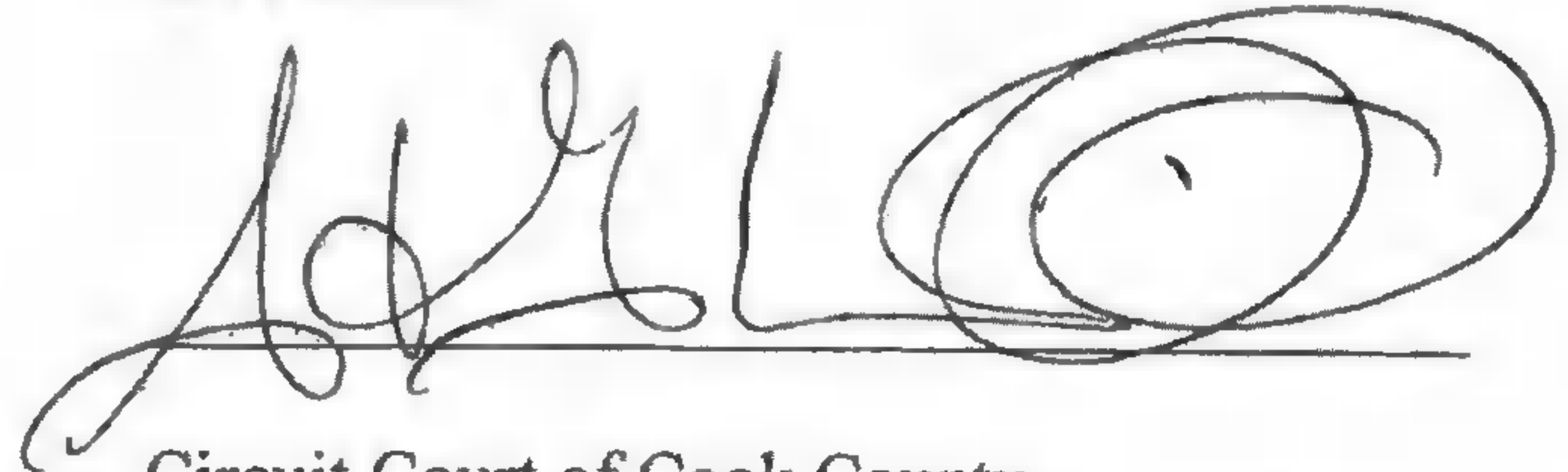
PLEASE BE ADVISED that on March 14, 2019, a Request for Extended Media Coverage was filed in the above-entitled cause for the proceeding set for April 17, 2019. The request seeks to record and broadcast the proceedings using television cameras and/or still photography cameras.

IT IS HEREBY ORDERED:

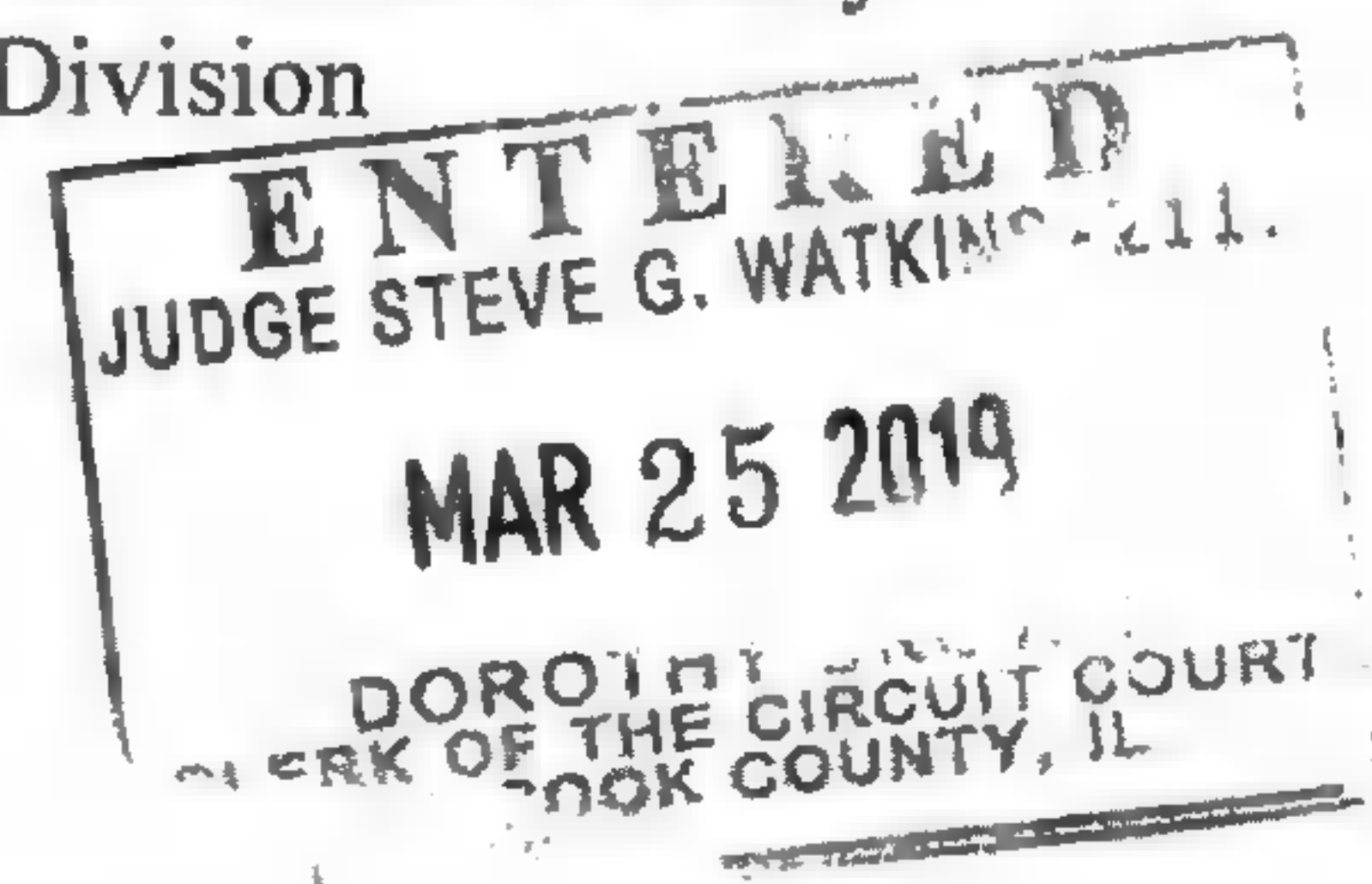
1. A hearing on the Request for Extended Media Coverage will be held on April 2, 2019 at 9:30 a.m. before this Court in **Courtroom 304** of the George N. Leighton Criminal Court Building, 2650 S. California Avenue, Chicago, Illinois.
2. Any interested party or witness who objects to the request must file a written objection using the form attached to this Order in the **Office of the Clerk of the Circuit Court of Cook County – Criminal Division, 2650 S. California Avenue, Room 526, Chicago, Illinois 60608** no later than 4:30 p.m. on March 29, 2019.
3. All Attorneys of Record shall serve a copy of this Order and attached Objection Form to each witness they intend to call at trial or at future proceedings in this cause.

Dated:

ENTERED:



Circuit Court of Cook County
Criminal Division



From: JOSEPH MAGATS (States Attorney)
Sent: Monday, March 25, 2019 3:04 PM
To: RISA LANIER (States Attorney)
Subject: FW: EMC hearing scheduled for April 2 - People v. Smollett
Attachments: EMC Jussie Smollett.pdf

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Michael Carroll (Chief Judge's Office)
Sent: Monday, March 25, 2019 2:56 PM
To: Pat Milhizer (Chief Judge's Office); JOSEPH MAGATS (States Attorney); ELIZABETH BALLARD (States Attorney); jprior@hmelegal.com; rsafer@rshc-law.com; bwatson@rshc-law.com; glandian@geragos.com
Cc: Leroy Martin (Judiciary); Amina Thompson (Chief Judge's Office); TANDRA SIMONTON (States Attorney); Stephen Brandt (Chief Judge's Office); Eileen Heisler (Chief Judge's Office); Steven Watkins (Judiciary); Barnicle, Kelly
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Pat Milhizer

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Chicago, Illinois 60602
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Pat Milhizer

Director of Communications
Office of the Chief Judge
Circuit Court of Cook County
Daley Center, Room 2600
50 W. Washington St.
Chicago, IL 60602
312.603.5160

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CRIMINAL DIVISION**

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v.

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Defendant.

Case No. 19 CR 0310401

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Judge Presiding

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ON REQUEST FOR EXTENDED MEDIA COVERAGE**

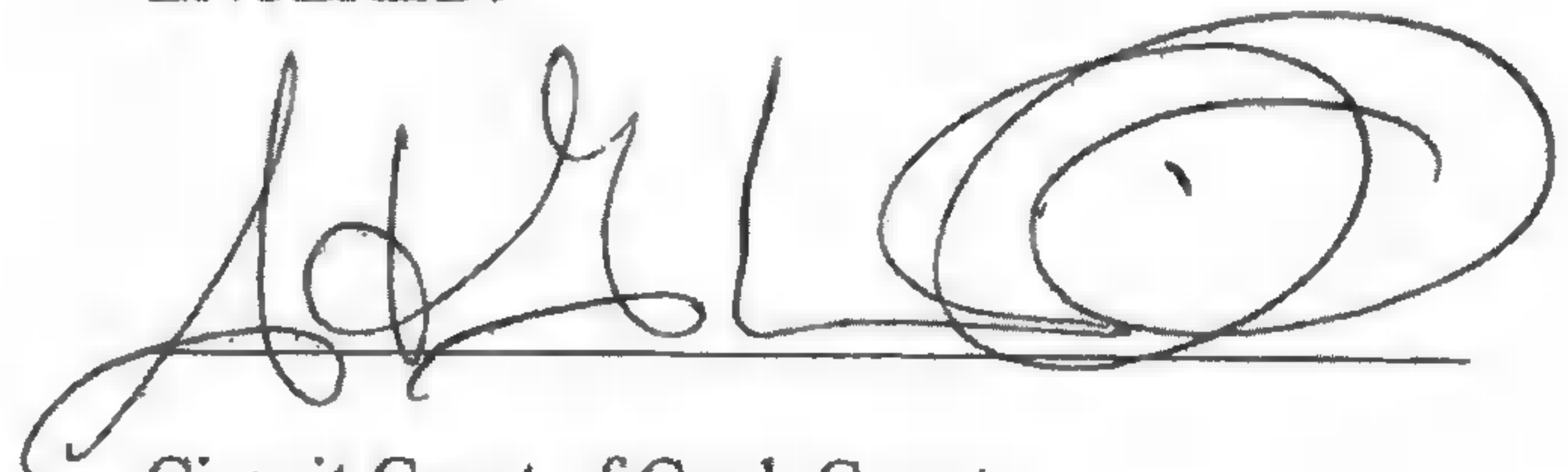
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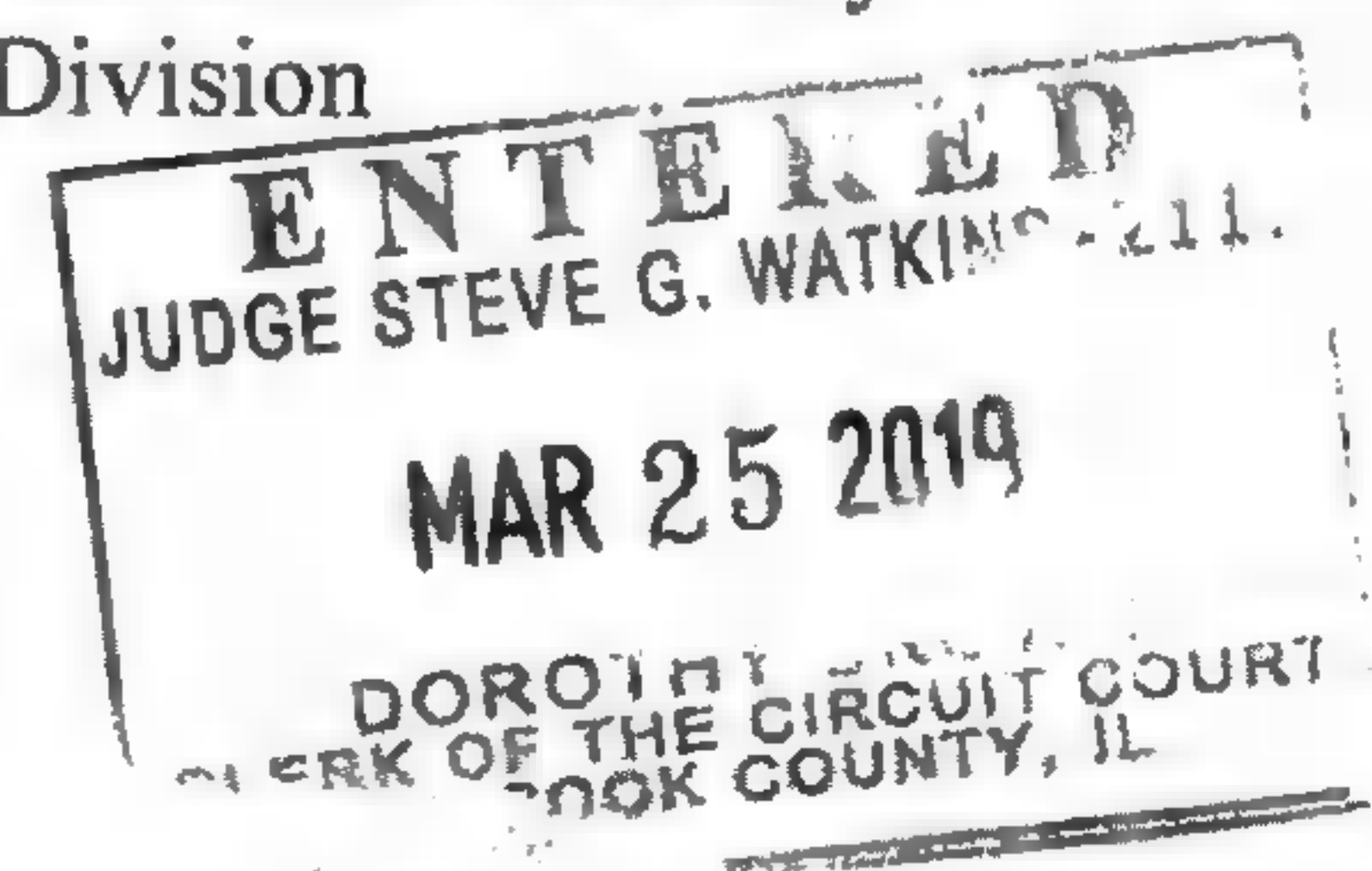
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3. All Attorneys of Record shall serve a copy of this Order and attached Objection Form to each witness they intend to call at trial or at future proceedings in this cause.

Dated:

ENTERED:



Circuit Court of Cook County
Criminal Division



From: RISA LANIER (States Attorney)
Sent: Monday, March 25, 2019 4:58 PM
To: JOSEPH MAGATS (States Attorney); TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw:
Attachments: 3.24.19 Jussie Smollett letter.pdf

FYI regarding letters of support and evidence of community involvement.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: Patricia Holmes <pholmes@rshc-law.com>
Sent: Monday, March 25, 2019 4:52 PM
To: RISA LANIER (States Attorney)
Cc: Brian Watson
Subject:

Risa,
Here is the second letter. The one from PUSH will be sent shortly.
pbh

Patricia Brown Holmes
Riley Safer Holmes & Cancila LLP
Three First National Plaza
70 W. Madison Street, Suite 2900
Chicago, Illinois 60602
(312) 471-8745
pholmes@rshc-law.com
www.rshc-law.com



Assistant: Patricia Clark Seals

pclarkseals@rshc-law.com

312-471-8746

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March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

Dear Ms. Brown-Holmes

My name is Phill Wilson. I am the founder of the Black AIDS Institute (BAI). Founded in 1999, BAI is the only national HIV/AIDS think tank in the U.S focused exclusively on Black people. With chapters in 20 cities—including Chicago—BAI's mission is to end the HIV/AIDS epidemic in Black communities by engaging and mobilizing leaders, institutions, and individuals in efforts to confront HIV/AIDS in local communities. BAI disseminates information, offers training and capacity building, makes recommendations on both private and public HIV/AIDS policy, provides comprehensive primary community based clinical care in Los Angeles, and conducts mobilization and advocacy.

I am writing this letter on behalf of Jussie Smollett. I met Jussie when he was 15 years. In the two decades that I've known him, he has always conducted himself with honesty, integrity, and basic decency. Long before he was on Empire, before the fame, and before anyone in the public cared what he thought, said, or did, Jussie volunteered his talent and time to helping people, raising awareness and money to fight HIV/AIDS in the U.S. and South Africa. Once his career started to take off, Jussie expanded his activism and charity work to include dozens of non-profit causes. Jussie has been a tireless champion on behalf of LGBTQ people, Black people, immigrants, victims of gun violence, Historically Black Colleges and Universities, and many others. He is currently an active member of the board of directors of the Black AIDS Institute, where he helps the organization with governance, development, and community awareness.

I've worked with countless numbers of celebrities, elected officials and others over the years. I have never worked with anyone who was more willing than Jussie to lend his talent, time, and money to help other people. Jussie doesn't just lend his name. He volunteers his time and pays for his own travel expenses associated with the work he does for the Black AIDS Institute. Small not for profit organizations require supporters to play multiple roles. With one recent fundraiser, Jussie not only served as the event chair. He was the host of the event and lead photographer. At the end of the evening he made a major donation to make sure the organization reached its goal.

I hope this provides you with some insights into the person I know Jussie Smollett to be. Should you need any other information that I might be privy to, I can be reached at Phylltracy@aol.com or via cell at (323) 829-4195.

Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

Executive Committee

Grazell Howard, J.D.
Charlotte, NC
Chair

Vanessa Williams
Los Angeles, Calif.
First Vice Chair

Peter Brownlie
Kansas City, Mo.
Second Vice Chair

The Honorable Laura Hall
Huntsville, Ala.
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Phill Wilson
Los Angeles, Calif.
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Chief Executive Officer

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Washington, D.C.

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Addicks, Tex.

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Houston, Tex.

Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer

From: RISA LANIER (States Attorney)
Sent: Monday, March 25, 2019 4:59 PM
To: JOSEPH MAGATS (States Attorney); TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: JUSSIE SMOLLETT

Another letter of support...

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: Patricia Holmes <pholmes@rshc-law.com>
Sent: Monday, March 25, 2019 4:50 PM
To: RISA LANIER (States Attorney)
Cc: Brian Watson
Subject: FW: JUSSIE SMOLLETT

Risa—here is one letter exactly as received. Stay tuned for additional. Thanks.
Patricia

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in

Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

The Lyric Opera of Chicago, "Chicago Voices" Concert on PBS.

Together with Renee Fleming, Terrence Howard and many others, Jussie would again donate his time and talent and perform at the taping of this show. The show featured many distinguished artists with Chicago roots or a Chicago connection. Chicago Tribune critic Howard Reich indicated in his review of the national broadcast that the performance with Jussie was the highlight of the program.

The Boys & Girls Clubs of Chicago.

Jussie would attend a meeting with me and the Executive Director to try and establish a relationship with this significant national program benefiting children...our efforts are on-going.

The Kennedy Center, Washington, D.C.

Jussie was featured with the National Symphony Orchestra in a concert promoting "sound mental health" and hosted by Renee Fleming.

The Catalyst Circle Rock School, Chicago.

Just this past January, Jussie would meet with the administration, faculty and most importantly, the students of what is one of the largest African-American Primary Schools in America that is dedicated to the arts. The reaction Jussie received was nothing short of inspiring as the children squealed with joy when he surprised them in their classrooms and the faculty and staff were no different. It was both a memorable afternoon and the beginning of what will hopefully be a significant relationship with Jussie and this program.

I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra
20th Century Fox TV
312-644-0600
708-267-2223 (cell)
312-644-4640 (fax)
The Grand Ohio Building
211 E. Ohio Street
Suite 2124
Chicago, IL 60611

"The greater danger for most of us lies not in setting our aim too high and falling short; but in setting our aim too low, and achieving our mark." Michelangelo

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From: JOSEPH MAGATS (States Attorney)
Sent: Monday, March 25, 2019 5:08 PM
To: RISA LANIER (States Attorney); TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: RE: JUSSIE SMOLLETT

Nothing came through.

Joe Magats
First Assistant State's Attorney
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69 West Washington, 32nd Floor
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312-603-1824/1944
joseph.magats@cookcountyil.gov

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Thank you.

From: Puente, Maria <mpuente@usatoday.com>
Sent: Monday, March 25, 2019 7:22 PM
To: TANDRA SIMONTON (States Attorney)
Subject: from Maria Puente at USA TODAY re Avenatti and Geragos, Kelly and Smollett

AP says that Avenatti's unindicted co-conspirator in the CA case is Mark Geragos.

Two people familiar with the investigation confirmed that the unidentified co-conspirator was Mark Geragos, a Los Angeles criminal defense lawyer known for his work with celebrities. The people spoke on condition of anonymity because the information was not made public by prosecutors.

Geragos, a CNN contributor, has a client list that has included Michael Jackson, Winona Ryder, Scott Peterson and most recently Jussie Smollett, the actor accused of fabricating a racist, anti-gay attack in Chicago. Geragos did not respond to messages seeking comment. Within hours, CNN cut ties with him.

So that means that Avenatti and Geragos are both compromised right before their involvement in two major celebrity criminal trials set to take place in Chicago and prosecuted by the CC State's Attorney. Are you issuing a statement about this?

The reason I ask (besides the fact it's my job) is this: A few weeks ago, Avenatti hinted to me that his client may not testify on the witnesses stand against R. Kelly – just as she refused to testify in 2008, thus allowing Kelly to be acquitted. When I asked him if he knows for sure she will take the stand, he said she didn't have to because the video itself will be enough to convict Kelly. But then the video chain of custody becomes crucial, right? Avenatti might have to take the stand to testify about this and now that he's been charged with a crime himself, his credibility will be at least be challenged. So how is this good for the prosecution in the Kelly case?

Thanks,

Maria Puente

MARIA PUENTE
Entertainment Reporter, LIFE
USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my stories and follow me on Twitter @usatmpuente

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 9:32 AM
To: TANDRA SIMONTON (States Attorney)

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, March 26, 2019 9:33 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smolett in court now

Off the record do you know why Smollett is in court right now?

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

Begin forwarded message:

From: Anne Kavanagh <anne@mediapros247.com>
Date: March 26, 2019 at 9:24:13 AM CDT
To: Undisclosed recipients;;
Subject: Media Alert:Jussie Smollett in Court Now/Smollett will Speak to Media

Media Alert

Jussie Smollett is in Judge Watkins' courtroom at 26th and California for an emergency court appearance. Smollett and his lawyers will speak to reporters afterwards at the courthouse.

Media Contact

**Anne Kavanagh/(847) 682-3422,
anne@mediapros247.com**

--

Anne Kavanagh

MediaPros 24/7
1000 W. Washington
Suite 135
Chicago, Illinois 60607
Cell: (847) 682-3422
www.mediapros247.com

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From: Rousseau, Caryn <crousseau@ap.org>
Sent: Tuesday, March 26, 2019 9:41 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Tarm, Michael
Subject: Smollett - AP - urgent

Hi Tandra –

Can you tell me what's happening with the Jussie Smollett case this morning? I have an email from the public relations contact for his attorneys and she said he is in court right now and that "it's huge." I have tried the media number but no one is answering.

Thank you,
Caryn

Caryn Rousseau
The Associated Press
crousseau@ap.org
312-920-3623
Twitter: @carynrousseau
440 S. LaSalle St. #1000
Chicago, IL 60605

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 9:46 AM
To: Grimm, Andrew
Subject: Statement

“After reviewing all of the facts and circumstances of the case, including Mr. Smollet’s volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.”

<http://www.ilga.gov/legislation/ilcs/fulltext.asp?DocName=073000050K5-6-3.3>

From: Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Sent: Tuesday, March 26, 2019 9:48 AM
To: sao media (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett

Hi Tandra,

He is currently involved in an emergency hearing at the courthouse.
Please send me details and/or statement in reference to this emergency hearing.

Regards,

Jamie Schram
TMZ, Senior Producer
Cell: 917-723-7448

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Tuesday, March 26, 2019 9:54 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Broad, Dennis (*IC)
Subject: TMZ // Smollett Emergency Hearing

Hi Tandra,

How are you? I'm reaching out because we are seeing reports that Jussie Smollett is in an emergency court appearance currently. Can you advise what the emergency appearance is regarding? Do you happen to know why an emergency appearance was required?

Please let me know. Thank you so much!

Best,
Sean Mandell

From: Lisa Sharmat <Lisa.Sharmat@FOXTV.COM>
Sent: Tuesday, March 26, 2019 10:01 AM
To: TANDRA SIMONTON (States Attorney); WFLD News; WFLD Assignment Desk
Subject: FOX 32-SMULLETT

Good Morning Tandra:

Please confirm:

-Jussie Smollett has done community service?

-All charges will be dropped?

Please let us know, and thank you.

Will Kim be able to do a phoner with us, or will she be holding a news conference?

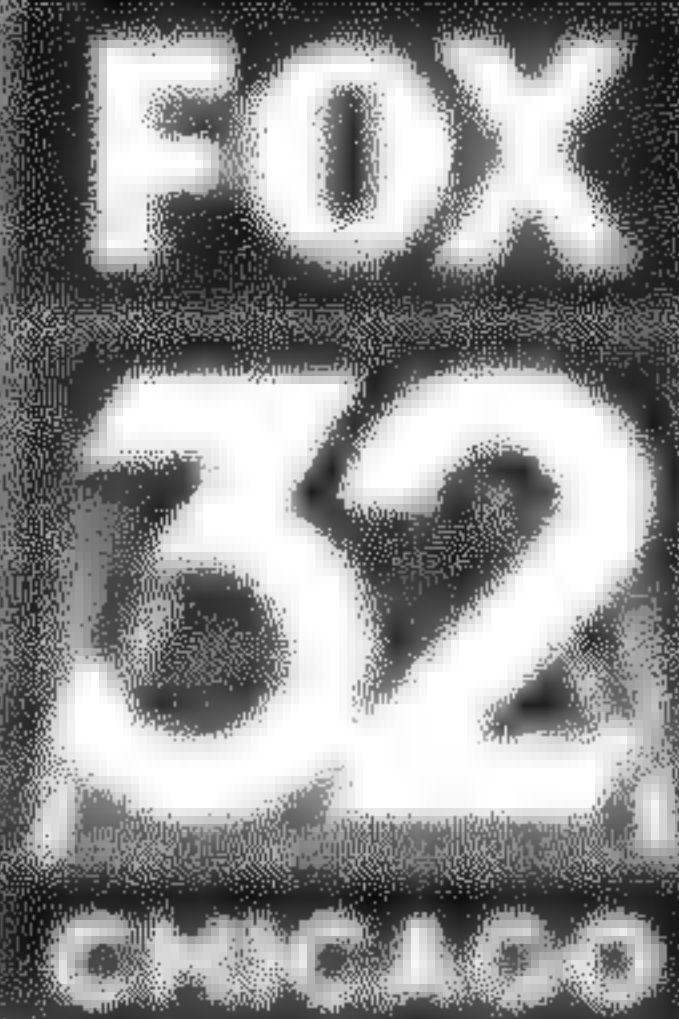
Lisa



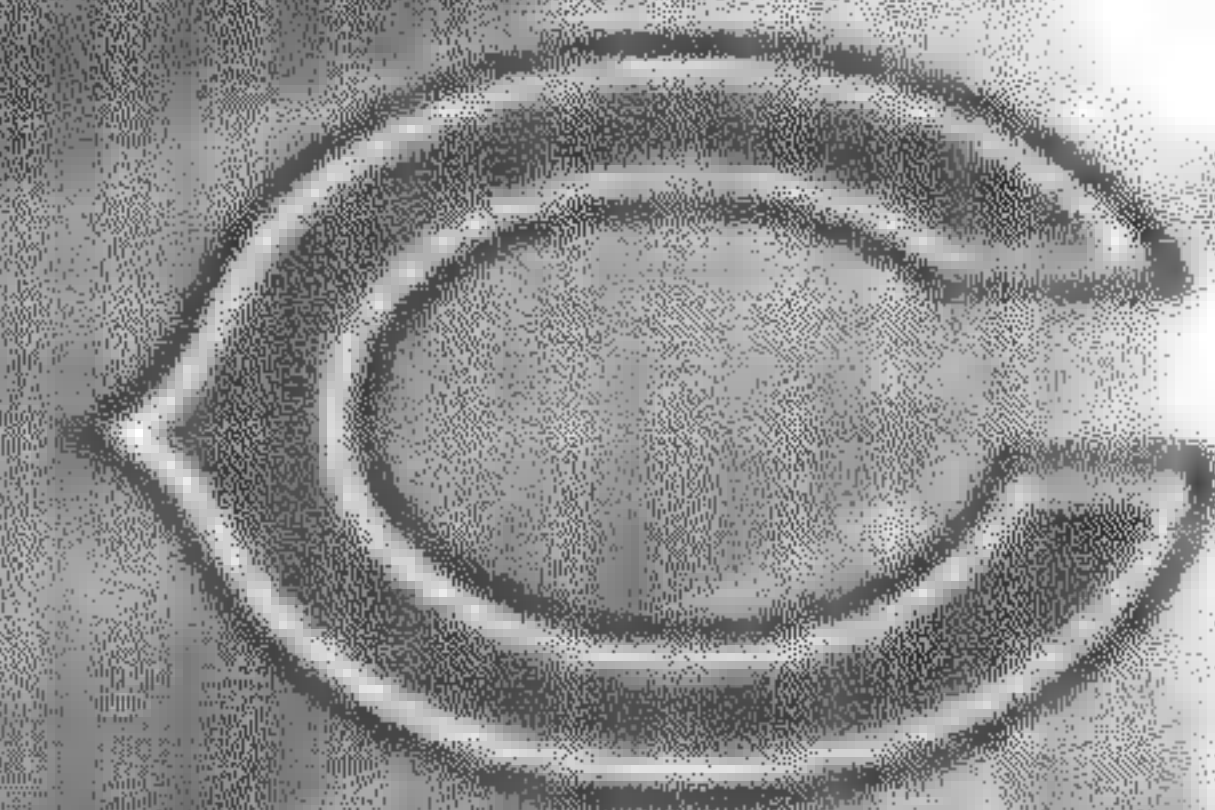
Lisa Sharmat| Assignment Editor| Lisa.Sharmat@FoxTV.com

FOX32: 312.565.5533 | twitter: @FoxNewsGal

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OFFICIAL HOME OF THE
CHICAGO BEARS



From: Deb, Sopan <sopan.deb@nytimes.com>
Sent: Tuesday, March 26, 2019 10:01 AM
To: TANDRA SIMONTON (States Attorney)
Subject: hi there from the times

Tandra,

Sopan here, a reporter with the New York Times - can you give any details as to what this courtroom hearing with Jussie Smollett is about?

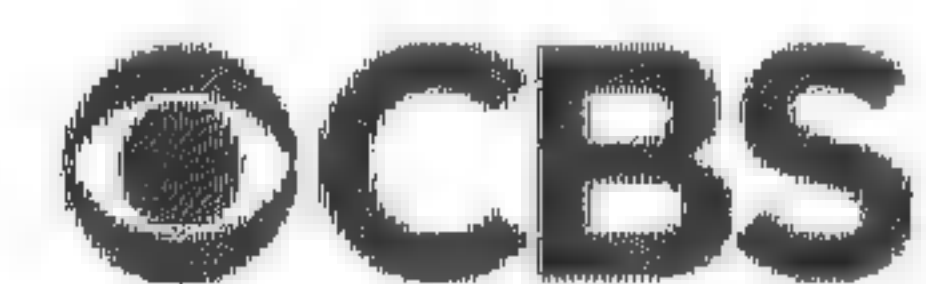
Thanks,

Sopan

Sopan Deb
Cell: 848-299-9499

From: Luque, Carly E <CELuque@cbs.com>
Sent: Tuesday, March 26, 2019 10:04 AM
To: SAO FOIA (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett

Hi,
Can you give me info on the court hearing?
Is it all in the same room, 304?



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Tuesday, March 26, 2019 10:05 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Broad, Dennis (*IC)
Subject: RE: TMZ // Smollett Emergency Hearing

Apologies for the quick follow up...are charges being dropped?

From: Mandell, Sean (*IC)
Sent: Tuesday, March 26, 2019 7:54 AM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>
Cc: Broad, Dennis (*IC) <Dennis.Broad@tmz.com>
Subject: TMZ // Smollett Emergency Hearing

Hi Tandra,

How are you? I'm reaching out because we are seeing reports that Jussie Smollett is in an emergency court appearance currently. Can you advise what the emergency appearance is regarding? Do you happen to know why an emergency appearance was required?

Please let me know. Thank you so much!

Best,
Sean Mandell

From: Bremer, Shelby (NBCUniversal) <Shelby.Bremer@nbcuni.com>
Sent: Tuesday, March 26, 2019 10:06 AM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC Chicago urgent request

Hi Tandra,

Just left a message but thought this would be easier – can you give any sort of statement or information on the update to the Smollett case today? Please let me know as soon as you can. Thank you!

Shelby Bremer
Digital Producer
NBCChicago.com
O: 312-836-5706

From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, March 26, 2019 10:07 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Urgent: Jussie Smollett

Hi there,

Jussie Smollett is currently in an emergency hearing. Do you have any info? Hearing it could be a plea deal

Zach

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 10:13 AM
To: Grimm, Andrew
Subject: Statement

“After reviewing all of the facts and circumstances of the case, including Mr. Smollet’s volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.”

<http://www.ilga.gov/legislation/ilcs/fulltext.asp?DocName=073000050K5-6-3.3>

From: Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Sent: Tuesday, March 26, 2019 10:14 AM
To: sao media (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: Jussie Smollett

Media reports state that your office has dropped the case.

Is that true?

From: Schram, Jamie (*IC)
Sent: Tuesday, March 26, 2019 10:47 AM
To: sao media (States Attorney)
Cc: tandra.simonton@cookcountyil.gov
Subject: Jussie Smollett

Hi Tandra,

He is currently involved in an emergency hearing at the courthouse.
Please send me details and/or statement in reference to this emergency hearing.

Regards,

Jamie Schram
TMZ, Senior Producer
Cell: 917-723-7448

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:15 AM
To: agrimm@suntimes.com
Subject: Smollett case

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Puente, Maria <mpuente@usatoday.com>
Sent: Tuesday, March 26, 2019 10:17 AM
To: TANDRA SIMONTON (States Attorney)
Subject: from USA TODAY re Smollett

What is happening? Can you confirm charges dropped? Why? And now what? Thanks,

Maria Puente

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

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"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them!
No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Liss, Christopher (*IC) <Christopher.Liss@extratv.com>
Sent: Tuesday, March 26, 2019 10:21 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Jussie

Hello,

What are you able to tell us about the events this morning with Jussie Smollett? Are you making any statement?

Christopher Liss
818-972-0718
**** NEW MAILING ADDRESS ****
Extra/Telepictures
3000 W Alameda Ave
Alameda Building / Suite A300
Burbank, CA 91505

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 10:22 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Fwd: Statement from Jussie Smollett's Lawyer

Can you confirm this? If it's true can you offer comment ?

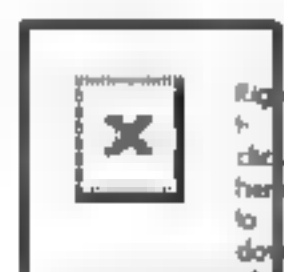
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From: "Anne Kavanagh" <anne@mediapros247.com>
Date: Tue, Mar 26, 2019 at 10:10 AM -0500
Subject: Statement from Jussie Smollett's Lawyer

Statement from Jussie's Smollett's attorneys, Tina Glandian and Patricia Brown Holmes.

"Today, all criminal charges against Jussie Smollett were dropped and his record has been wiped clean of the filing of this tragic complaint against him. Jussie was attacked by two people he was unable to identify on January 29th. He was a victim who was vilified and made to appear as a perpetrator as a result of false and inappropriate remarks made to the public causing an inappropriate rush to judgement.



Jussie and many others were hurt by these unfair and unwarranted actions. This entire situation is a reminder that there should never be an attempt to prove a case in the court of public opinion. That is wrong. It is a reminder that a victim, in this case Jussie, deserves dignity and respect. Dismissal of charges against the victim in this case was the only just result.

Jussie is relieved to have this situation behind him and is very much looking forward to getting back to focusing on his family, friends and career."

Media Contact Anne Kavanagh/ (847) 682-3422 anne@mediapors247.com

--

Anne Kavanagh

MediaPros 24/7

1000 W. Washington

Suite 135

Chicago, Illinois 60607

Cell: (847) 682-3422

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From: Kelly Bauer <bauerjournalism@gmail.com>
Sent: Tuesday, March 26, 2019 10:23 AM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: Jussie Smollett charges

Hi,
This is Kelly Bauer from Block Club Chicago. I wanted to see if your office could confirm charges have been dropped against Jussie Smollett and/or if the office had comments as to why they have been dropped.

I can be reached at this email or at my cellphone, 847-800-1865.

Thank you,
Kelly

--

Kelly Bauer | Reporter | BlockClubChi.org
Cellphone | [847-800-1865](tel:847-800-1865)
Email | BauerJournalism@Gmail.com
Twitter | [@BauerJournalism](https://twitter.com/BauerJournalism)

From: Bradley, Laura <laura_bradley@condenast.com>
Sent: Tuesday, March 26, 2019 10:25 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett charges

Hi Tandra,

Just wanted to reach out to see if the State's Attorney's office has any comment or statement at this time regarding the dropped charges against Jussie Smollett.

Thanks,
Laura

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Tuesday, March 26, 2019 10:26 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett statement?

Can you send?
Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:27 AM
To: Madhani, Aamer
Subject: Re: Smollett statement?

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 10:26 AM, Madhani, Aamer <amadhani@usatoday.com> wrote:
>
>
> Can you send?
> Sent from my iPhone
>

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:27 AM
To: Bradley, Laura
Subject: Re: Jussie Smollett charges

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:26 AM, Bradley, Laura <laura_bradley@condenast.com> wrote:

Hi Tandra,

Just wanted to reach out to see if the State's Attorney's office has any comment or statement at this time regarding the dropped charges against Jussie Smollett.

Thanks,
Laura

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:27 AM
To: Kelly Bauer
Cc: KIERA ELLIS (States Attorney)
Subject: Re: Jussie Smollett charges

Statement from the Cook County State's Attorney's Office:

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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:23 AM, Kelly Bauer <bauerjournalism@gmail.com> wrote:

Hi,
This is Kelly Bauer from Block Club Chicago. I wanted to see if your office could confirm charges have been dropped against Jussie Smollett and/or if the office had comments as to why they have been dropped.

I can be reached at this email or at my cellphone, 847-800-1865.

Thank you,
Kelly

--

Kelly Bauer | Reporter | BlockClubChi.org
Cellphone | [847-800-1865](tel:847-800-1865)
Email | BauerJournalism@Gmail.com
Twitter | [@BauerJournalism](https://twitter.com/BauerJournalism)

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:27 AM
To: Parks, Brad
Subject: Re: Hi - heard a statement coming shortly?

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 10:27 AM, Parks, Brad <Brad.Parks@turner.com> wrote:

>

>

>

> Brad Parks

> Supervising Producer

> CNN Chicago

> (213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:28 AM
To: Miles Bryan
Subject: Re: Statement from Jussie Smollett's Lawyer

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:22 AM, Miles Bryan <mbryan@wbez.org> wrote:

Can you confirm this? If it's true can you offer comment ?

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----- Forwarded message -----

From: "**Anne Kavanagh**" <anne@mediapros247.com>
Date: Tue, Mar 26, 2019 at 10:10 AM -0500
Subject: Statement from Jussie Smollett's Lawyer

Statement from Jussie's Smollett's attorneys, Tina Glandian and Patricia Brown Holmes.

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Jussie is relieved to have this situation behind him and is very much looking forward to getting back to focusing on his family, friends and career."

Media Contact Anne Kavanagh/ (847) 682-3422 anne@mediapors247.com

--

Anne Kavanagh

MediaPros 24/7

1000 W. Washington

Suite 135

Chicago, Illinois 60607

Cell: (847) 682-3422

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:28 AM
To: Liss, Christopher (*IC)
Subject: Re: Jussie

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:20 AM, Liss, Christopher (*IC) <Christopher.Liss@extratv.com> wrote:

Hello,
What are you able to tell us about the events this morning with Jussie Smollett? Are you making any statement?

Christopher Liss
818-972-0718
**** NEW MAILING ADDRESS ****
Extra/Telepictures
3000 W Alameda Ave
Alameda Building / Suite A300
Burbank, CA 91505

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:28 AM
To: Puente, Maria
Subject: Re: from USA TODAY re Smollett

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:16 AM, Puente, Maria <mpuente@usatoday.com> wrote:

What is happening? Can you confirm charges dropped? Why? And now what?
Thanks,

Maria Puente

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213
7950 Jones Branch Drive, McLean, VA 22108
Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: White, Deidra R <DRWhite@cbs.com>
Sent: Tuesday, March 26, 2019 10:28 AM
To: TANDRA SIMONTON (States Attorney)
Subject: CBS 2/ Smollet statement

Hi Tandra – can you send statement on Smollett case developments.



Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:29 AM
To: Schram, Jamie (*IC)
Cc: sao media (States Attorney)
Subject: Re: Jussie Smollett

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:14 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

Media reports state that your office has dropped the case.

Is that true?

From: Schram, Jamie (*IC)
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To: sao media (States Attorney)
Cc: tandra.simonton@cookcountyil.gov
Subject: Jussie Smollett

Hi Tandra,

He is currently involved in an emergency hearing at the courthouse.
Please send me details and/or statement in reference to this emergency hearing.

Regards,

Jamie Schram
TMZ, Senior Producer
Cell: 917-723-7448

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Tuesday, March 26, 2019 10:29 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett statement?

Thanks, does he forgo \$10K he put up for bond?

Sent from my iPhone

> On Mar 26, 2019, at 10:26 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>
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>
> Tandra R. Simonton
> Chief Communications Officer
> Cook County State's Attorney's Office
> 312-603-1848 direct
> 312-603-3423 main
> email:tandra.simonton@cookcountyil.gov
>
>> On Mar 26, 2019, at 10:26 AM, Madhani, Aamer <amadhani@usatoday.com> wrote:
>>
>>
>> Can you send?
>> Sent from my iPhone
>>

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:29 AM
To: Deb, Sopan
Subject: Re: hi there from the times

Statement from the Cook County State's Attorney's Office:

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> Sopan here, a reporter with the New York Times - can you give any details as to what this courtroom hearing with Jussie Smollett is about?

>

>

> Thanks,

>

> Sopan

>

>

>

> Sopan Deb

> Cell: 848-299-9499

From: Kelly Bauer <bauerjournalism@gmail.com>
Sent: Tuesday, March 26, 2019 10:29 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Jussie Smollett charges

Thank you, Tandra. To ensure our facts are correct: Does that mean he has forfeited \$10,000 to the city?

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On Mar 26, 2019, at 10:23 AM, Kelly Bauer <bauerjournalism@gmail.com> wrote:

Hi,
This is Kelly Bauer from Block Club Chicago. I wanted to see if your office could confirm charges have been dropped against Jussie Smollett and/or if the office had comments as to why they have been dropped.

I can be reached at this email or at my cellphone, 847-800-1865.

Thank you,
Kelly

--

Kelly Bauer | Reporter | BlockClubChi.org
Cellphone | [847-800-1865](tel:847-800-1865)
Email | BauerJournalism@Gmail.com
Twitter | [@BauerJournalism](https://twitter.com/BauerJournalism)

--

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:30 AM
To: White, Deidra R
Subject: Re: CBS 2/ Smollet statement

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On Mar 26, 2019, at 10:28 AM, White, Deidra R <DRWhite@cbs.com> wrote:

Hi Tandra – can you send statement on Smollett case developments.

<image001.jpg>
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: Maria Elena Fernandez <me.fernandez@vulture.com>
Sent: Tuesday, March 26, 2019 10:30 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett | New York magazine

Hi Tandra,

Just tried your office. We saw the news out of Chicago regarding Jussie Smollett and wondering if we can talk or if you can send a statement explaining the dropping of the case?

Thank you!
Maria Elena
310-951-2355

Maria Elena Fernandez
Senior Editor/TV Reporter
New York magazine & Vulture
Los Angeles, CA
Email: Me.Fernandez@Vulture.com
Phone: 310.951.2355
Twitter: @writerchica

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:31 AM
To: Madhani, Aamer
Subject: Re: Smollett statement?

It goes to the City of Chicago.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Sent: Tuesday, March 26, 2019 10:31 AM
To: Julie Mann
Subject: Re: Statement from prosecutors?

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Hi Tandra,

Will State's Attorney Foxx be making a statement on the Smolette case?

Julie



--

Julie Mann
Managing Editor
WBBM Newsradio 780AM and 105.9FM
jmann@wbbm-am.com
180 North Stetson, Suite 1000
Chicago, IL 60601
O: +1 312-297-7801
entercom.com

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[US99](#) | [Smart Reach Digital](#)

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:31 AM
To: Kelly Bauer
Subject: Re: Jussie Smollett charges

Yes

Tandra R. Simonton
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Maria Elena
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Maria Elena Fernandez
Senior Editor/TV Reporter
New York magazine & Vulture
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Phone: 310.951.2355
Twitter: @writerchica

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Thnx

 **CBS**
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

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<image001.jpg>
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: Julie Mann <Julie.Mann@entercom.com>
Sent: Tuesday, March 26, 2019 10:32 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Statement from prosecutors?

Thank you



--
Julie Mann
Managing Editor
WBBM Newsradio 780AM and 105.9FM
jmann@wbbm-am.com
180 North Stetson, Suite 1000
Chicago, IL 60601
O: +1 312-297-7801
entercom.com

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Right-click here to download pictures. To help protect your privacy, Outlook prevented automatic download of this picture from the Internet.

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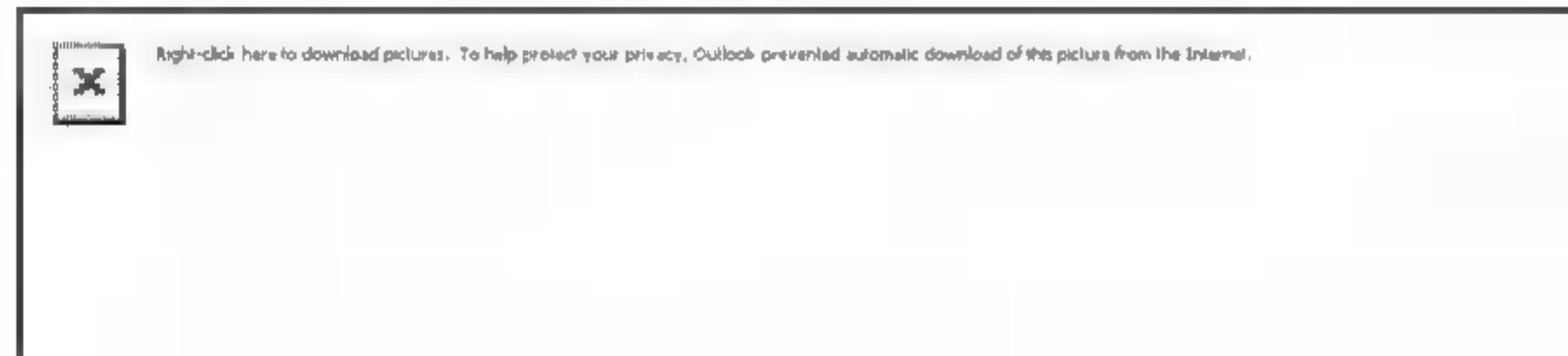
Chicago, IL 60601

O: +1 312-297-7801

entercom.com

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[US99](#) | [Smart Reach Digital](#)



From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:32 AM
To: Mosbach, Carleen R. (WLS-TV)
Cc: ROBERT FOLEY (States Attorney)
Subject: Re: statement

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email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:30 AM, Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com> wrote:

<image001.png>

CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Tuesday, March 26, 2019 10:33 AM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Statement on Smollett?

Hi all — I have many questions about the Smollett case, including why the decision was made and whether this is part of a deferred prosecution deal (as I'm seeing reported elsewhere). Can one of you email or call me ASAP?

Thanks -

Megan

From: Deb, Sopan <sopan.deb@nytimes.com>
Sent: Tuesday, March 26, 2019 10:36 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: hi there from the times

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> Sopan

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> Sopan Deb

> Cell: 848-299-9499

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Sopan Deb
Cell: 848-299-9499

From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Tuesday, March 26, 2019 10:37 AM
To: KIERA ELLIS (States Attorney)
Subject: Fwd: Statement from Jussie Smollett's Lawyer

Here is the statement from Smollett's camp:

----- Forwarded message -----

From: Anne Kavanagh <anne@mediapros247.com>
Date: Tue, Mar 26, 2019 at 10:10 AM
Subject: Statement from Jussie Smollett's Lawyer
To:

Statement from Jussie's Smollett's attorneys, Tina Glandian and Patricia Brown Holmes.

"Today, all criminal charges against Jussie Smollett were dropped and his record has been wiped clean of the filing of this tragic complaint against him. Jussie was attacked by two people he was unable to identify on January 29th. He was a victim who was vilified and made to appear as a perpetrator as a result of false and inappropriate remarks made to the public causing an inappropriate rush to judgement.



Jussie and many others were hurt by these unfair and unwarranted actions. This entire situation is a reminder that there should never be an attempt to prove a case in the court of public opinion. That is wrong. It is a reminder that a victim, in this case Jussie, deserves dignity and respect. Dismissal of charges against the victim in this case was the only just result.

Jussie is relieved to have this situation behind him and is very much looking forward to getting back to focusing on his family, friends and career."

Media Contact Anne Kavanagh/ (847) 682-3422 anne@mediapors247.com

--

Anne Kavanagh

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Cell: (847) 682-3422
www.mediapros247.com

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--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
[@agrimm34](#)
[30 N Racine Ave., Suite 300, Chicago, IL 60607](#)

From: Deb, Sopan <sopan.deb@nytimes.com>
Sent: Tuesday, March 26, 2019 10:37 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: hi there from the times

Is it correct he'll have to forfeit \$10,000 bond?

Thank you

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> Thanks,
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> Sopan
>
>
>
> Sopan Deb
> Cell: 848-299-9499

--
Sopan Deb
Cell: 848-299-9499

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, March 26, 2019 10:37 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Hi - heard a statement coming shortly?

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

> On Mar 26, 2019, at 10:27 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
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> Cook County State's Attorney's Office

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> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

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>> On Mar 26, 2019, at 10:27 AM, Parks, Brad <Brad.Parks@turner.com> wrote:

>>

>>

>>

>> Brad Parks

>> Supervising Producer

>> CNN Chicago

>> (213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:38 AM
To: Deb, Sopan
Subject: Re: hi there from the times

Yes he will give to the City.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
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Cell: 848-299-9499

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 10:39 AM
To: JOSEPH MAGATS (States Attorney)
Subject: Fwd: Statement from Jussie Smollett's Lawyer

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Tuesday, March 26, 2019 10:36:48 AM
To: KIERA ELLIS (States Attorney)
Subject: Fwd: Statement from Jussie Smollett's Lawyer

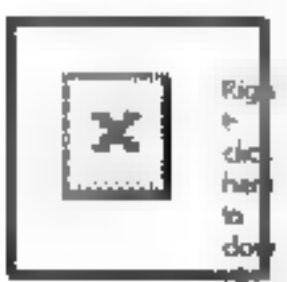
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Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
[@agrimm34](https://twitter.com/agrimm34)
[30 N Racine Ave., Suite 300, Chicago, IL 60607](http://30NRacine.com)

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 10:40 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett statement

Hi Tandra, Can I possible get the statement from prosecutors on Smollett. Thanks! Michael

AP

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 21, 2019 10:09 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 21, 2019, at 10:00 AM, Tarm, Michael <mtarm@ap.org> wrote:

Thanks again for getting back to me yesterday.
Question: Do you have the time for R. Kelly's hearing Friday?
Thanks much,
Michael

From: Tarm, Michael
Sent: Wednesday, March 20, 2019 5:20 PM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly / Comment

<image001.gif>

Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael
<image002.png>

Michael Tarm

AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

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From: Deb, Sopan <sopan.deb@nytimes.com>
Sent: Tuesday, March 26, 2019 10:40 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: hi there from the times

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Yes he will give to the City.

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> Sopan
>
>
>
> Sopan Deb
> Cell: 848-299-9499

--
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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:41 AM
To: Tarm, Michael
Subject: Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

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Chicago
Cell: (312) 203 8620
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From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 21, 2019 10:09 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
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> Sopan

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> Sopan Deb

> Cell: 848-299-9499

--

Sopan Deb

Cell: 848-299-9499

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Cell: 848-299-9499

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Sopan Deb

Cell: 848-299-9499

From: Gorner, Jeremy <jgorner@chicagotribune.com>
Sent: Tuesday, March 26, 2019 10:41 AM
To: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney); KIERA ELLIS (States Attorney)
Subject: Smollett statement?

Hey everyone,

Can you please send over a statement regarding the Cook County state's attorney's office's decision to drop charges against 'Empire' actor Jussie Smollett?

Thanks!

Jeremy Gorner
Reporter - Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, March 26, 2019 10:44 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Hi - heard a statement coming shortly?

Anyone from SAO expected to speak to reporters at court?

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

> On Mar 26, 2019, at 10:27 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>

> Statement from the Cook County State's Attorney's Office:

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> Tandra R. Simonton

> Chief Communications Officer

> Cook County State's Attorney's Office

> 312-603-1848 direct

> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

>

>> On Mar 26, 2019, at 10:27 AM, Parks, Brad <Brad.Parks@turner.com> wrote:

>>

>>

>>

>> Brad Parks

>> Supervising Producer

>> CNN Chicago

>> (213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:45 AM
To: Parks, Brad
Subject: Re: Hi - heard a statement coming shortly?

No

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 10:43 AM, Parks, Brad <Brad.Parks@turner.com> wrote:

>

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>

> Brad Parks

> Supervising Producer

> CNN Chicago

> (213) 281-0853

>

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>>>

>>>

>>>

>>> Brad Parks

>>> Supervising Producer

>>> CNN Chicago

>>> (213) 281-0853

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Tuesday, March 26, 2019 10:45 AM
To: TANDRA SIMONTON (States Attorney)
Subject: WILL ANYONE TALK ON CAMERA? carleen

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:32 AM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Cc: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: Re: statement

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<image001.png>

CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:48 AM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: WILL ANYONE TALK ON CAMERA? carleen

I will let you know.

Tandra R. Simonton
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312-603-1848 direct
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Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019 f
190 North State Street | Chicago, IL | 60601

<image002.png> <image003.png> <image004.png>

From: Liss, Christopher (*IC) <Christopher.Liss@extratv.com>
Sent: Tuesday, March 26, 2019 10:49 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Jussie

Can you clarify - did he forfeit \$100k or \$10k.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 8:28 AM
To: Liss, Christopher (*IC) <Christopher.Liss@extratv.com>
Subject: Re: Jussie

[CAUTION]

This email originated outside Warner Bros.

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Hello,
What are you able to tell us about the events this morning with Jussie Smollett? Are you making any statement?

Christopher Liss
818-972-0718
**** NEW MAILING ADDRESS ****
Extra/Telepictures
3000 W Alameda Ave
Alameda Building / Suite A300
Burbank, CA 91505

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:50 AM
To: Jennifer Struzik
Cc: WFLD Assignment Desk
Subject: Re: STate's atty statement?

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email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:49 AM, Jennifer Struzik <Jennifer.Struzik@foxtv.com> wrote:

Hi Tandra,

Please send.

Please update your files with our new email for the newsroom: wfldassignmentdesk@foxtv.com

Thanks!!

Jennifer Struzik | Assignment Editor | Jennifer.struzik@foxtv.com

[WFLD FOX32](#) | [WPWR MY50](#)

205 North Michigan Avenue, Chicago, IL 60601

o: **312-565-5533** | **@newsforstruz**

Email your news tips to wfldassignmentdesk@foxtv.com

Connect with FOX 32 Anywhere: [Facebook](#) | [Twitter](#) | [Instagram](#)

<image001.jpg>

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Hi Tandra,

Please send.

Please update your files with our new email for the newsroom: wfldassignmentdesk@foxtv.com

Thanks!!

Jennifer Struzik | Assignment Editor | Jennifer.struzik@foxtv.com

[WFLD FOX32](#) | [WPWR MY50](#)

205 North Michigan Avenue, Chicago, IL 60601

o: **312-565-5533** | **@newsforstruz**

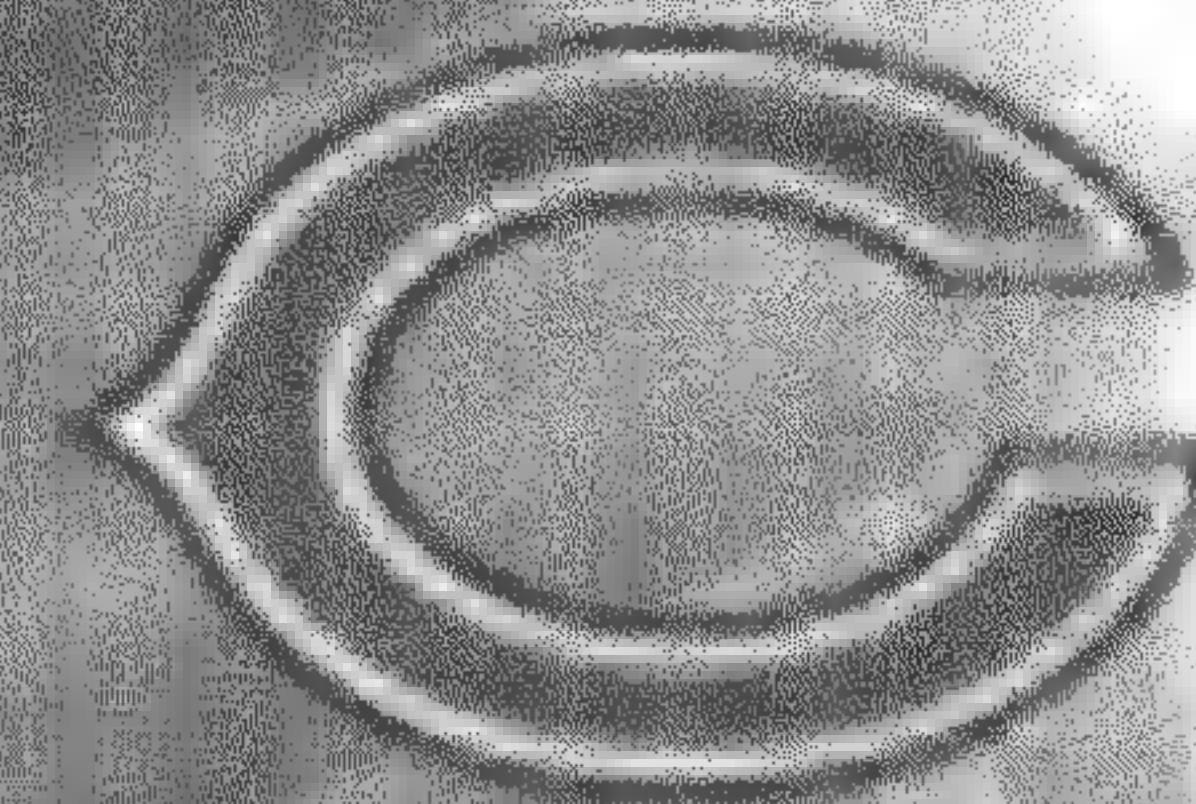
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<image001.jpg>



OFFICIAL HOME OF THE
CHICAGO BEARS



From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:50 AM
To: Liss, Christopher (*IC)
Subject: Re: Jussie

It will be 10K - the amount of bail posted.

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Christopher Liss
818-972-0718
**** NEW MAILING ADDRESS ****

Extra/Telepictures
3000 W Alameda Ave
Alameda Building / Suite A300
Burbank, CA 91505

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 10:50 AM
To: Liss, Christopher (*IC)
Subject: Re: Jussie

It will be 10K - the amount of bail posted.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:49 AM, Liss, Christopher (*IC) <Christopher.Liss@extratv.com> wrote:

Can you clarify - did he forfeit \$100k or \$10k.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 8:28 AM
To: Liss, Christopher (*IC) <Christopher.Liss@extratv.com>
Subject: Re: Jussie

[CAUTION]
This email originated outside Warner Bros.

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:20 AM, Liss, Christopher (*IC) <Christopher.Liss@extratv.com> wrote:

Hello,
What are you able to tell us about the events this morning with Jussie Smollett? Are you making any statement?

Christopher Liss
818-972-0718
**** NEW MAILING ADDRESS ****

Extra/Telepictures
3000 W Alameda Ave
Alameda Building / Suite A300
Burbank, CA 91505

From: Madeline Buckley [REDACTED]
Sent: Tuesday, March 26, 2019 10:51 AM
To: TANDRA SIMONTON (States Attorney)
Subject: SAO statement

Hi Tandra — can you send us the Smollett statement? Thanks

Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:52 AM
To: Madeline Buckley
Subject: Re: SAO statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 10:51 AM, Madeline Buckley [REDACTED] wrote:
>
> Hi Tandra — can you send us the Smollett statement? Thanks
>
> Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 10:52 AM
To: Gorner, Jeremy
Cc: ROBERT FOLEY (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: Smollett statement?

Statement:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:41 AM, Gorner, Jeremy <jgorner@chicagotribune.com> wrote:

Hey everyone,

Can you please send over a statement regarding the Cook County state's attorney's office's decision to drop charges against 'Empire' actor Jussie Smollett?

Thanks!

Jeremy Gorner
Reporter - Chicago Tribune
O: 312-222-4569
C: 312-912-3967

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Tuesday, March 26, 2019 10:58 AM
To: ROBERT FOLEY (States Attorney)
Subject: URGENT PRESS REQUEST: JUSSIE SMOLLETT CHARGES DROPPED

Hello Mr.Foley,

I would like to obtain information/confirmation concerning reports that all charges have been dropped regarding Jussie Smollett. What was the reason for the charges being dropped?

Thank you in advance!

Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818) 437-3510 cell

Sent from my iPhone

From: Barnicle, Kelly <kbarnicle@wgntv.com>
Sent: Tuesday, March 26, 2019 10:58 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Tandra do you guys have a statement on Smollett?

I don't see one.

Thanks
Kelly WGN

From: Madeline Buckley [REDACTED]
Sent: Tuesday, March 26, 2019 11:00 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: SAO statement

Thanks!

Sent from my iPhone

> On Mar 26, 2019, at 10:51 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>
> Statement from the Cook County State's Attorney's Office:
>
> After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.
>
> Tandra R. Simonton
> Chief Communications Officer
> Cook County State's Attorney's Office
> 312-603-1848 direct
> 312-603-3423 main
> email:tandra.simonton@cookcountyil.gov
>
>> On Mar 26, 2019, at 10:51 AM, Madeline Buckley [REDACTED] wrote:
>>
>> Hi Tandra — can you send us the Smollett statement? Thanks
>>
>> Sent from my iPhone

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:00 AM
To: Barnicle, Kelly
Subject: Re: Tandra do you guys have a statement on Smollett?

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:58 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

I don't see one.

Thanks
Kelly WGN

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 11:00 AM
To: Barnicle, Kelly
Subject: Re: Tandra do you guys have a statement on Smollett?

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:58 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

I don't see one.

Thanks
Kelly WGN

From: Barnicle, Kelly <kbarnicle@wgntv.com>
Sent: Tuesday, March 26, 2019 11:03 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Tandra do you guys have a statement on Smollett?

Thank you! Will she be available on Camera at any point today?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 11:00 AM
To: Barnicle, Kelly <kbarnicle@wgntv.com>
Subject: [EXT] Re: Tandra do you guys have a statement on Smollett?

EXTERNAL EMAIL

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:58 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

I don't see one.

Thanks
Kelly WGN

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:03 AM
To: Ailworth, Erin; sao media (States Attorney)
Subject: RE: WSJ -- Charges against Smollett dropped?

Yes, can confirm.

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 10:34 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: WSJ -- Charges against Smollett dropped?

OK, to confirm. All charges dropped? You don't actually spell that out?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Tue, Mar 26, 2019 at 10:31 AM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 10:22:29 AM

To: sao media (States Attorney)
Subject: WSJ -- Charges against Smollett dropped?

Hi Tandra --

What can you tell me about the charges against Jussie Smollett being dropped?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 26, 2019 11:03 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: new media FOIAs

FYI

1. Tim Novak // CST – due 4/1/19

[A]ll correspondence, including emails, exchanged between Assistant State's Attorney Robert Hielingoetter and attorney Robert Novelle between Feb. 26, 2008, and Aug. 1, 2008, regarding the death of Dean Goldufsky and the arrest of Joseph Cunningham by Chicago police. The correspondence and emails I am seeking may include these search terms: Goldufsky, Cunningham, Shaku Teas, Cogan, and Cook County medical examiner.

2. GABRIELLE T. FONROUGE // NY Post – due 4/2/19

[I]nternal communications (text message and e-mail) sent and received by both State Attorney Kim Foxx and Joe Magats regarding the Jussie Smollett case between Jan. 29 2019 and March 26 2019. This includes individual communication Foxx and Magats had with staff, private citizens, public authorities, among themselves and any and all other recipients.

3. Samah Assad // CBS2 – due 4/1/19

[A]ny and all search warrants obtained and executed by the Chicago Police Department from the Cook County State Attorney, from Jan. 1, 2016 through the day in which this request is fulfilled, including but not limited to: the date and time the search warrant was issued, the name of the judge who issued it, the names of individual(s)/subjects of the search as well as a description (date of birth, height, weight), the premises/address that would be searched, any instruments, articles and things to be seized, and the offense.

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:04 AM
To: Gabrielle Fonrouge
Subject: RE: Please send statement re: Smollett

"After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

From: Gabrielle Fonrouge <gfonrouge@nypost.com>
Sent: Tuesday, March 26, 2019 10:34 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Please send statement re: Smollett

Please send statement on Jussie Smollett, thanks.

--
GABRIELLE T. FONROUGE
REPORTER, *New York Post*
1211 AVENUE OF THE AMERICAS, NEW YORK, NY 10036
WORK: [212.930.8623](tel:212.930.8623) | MOBILE: [954.937.1182](tel:954.937.1182)
GFonrouge@nypost.com
nypost.com

NEW YORK POST



From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:05 AM
To: Greg Hanlon
Cc: Jeff Truesdell
Subject: RE: People Magazine Inquiry re: Jussie Smollett

We standby the Chicago Police Department's investigation and our approval of charges.

From: Greg Hanlon <Greg.Hanlon@peoplemag.com>
Sent: Tuesday, March 26, 2019 10:34 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Cc: Jeff Truesdell <Jeff.Truesdell@peoplemag.com>
Subject: Re: People Magazine Inquiry re: Jussie Smollett

Thank you!

Does this mean the State's attorney's office still believes he staged the attack?

--

Greg Hanlon
PEOPLE News Editor, Crime
Office: 212-522-7235
Cell: 646-352-2659

From: "sao media (States Attorney)" <sao.media@cookcountyil.gov>
Date: Tuesday, March 26, 2019 at 11:32 AM
To: Greg Hanlon <Greg.Hanlon@peoplemag.com>
Cc: Jeff Truesdell <Jeff.Truesdell@peoplemag.com>
Subject: Re: People Magazine Inquiry re: Jussie Smollett

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Greg Hanlon <Greg.Hanlon@peoplemag.com>
Sent: Tuesday, March 26, 2019 10:22:54 AM
To: sao media (States Attorney)

Cc: Jeff Truesdell

Subject: People Magazine Inquiry re: Jussie Smollett

Hello, my name is Greg Hanlon – I'm a journalist with PEOPLE.com.

Can you confirm that all charges were dropped against Jussie Smollett? Thanks!

--

Greg Hanlon
PEOPLE News Editor, Crime
Office: 212-522-7235
Cell: 646-352-2659

This electronic message, including any attachments, may contain proprietary, confidential or privileged information for the sole use of the intended recipient(s). You are hereby notified that any unauthorized disclosure, copying, distribution, or use of this message is prohibited. If you have received this message in error, please immediately notify the sender by reply e-mail and delete it.

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From: Edwards, Brad A <baedwards@cbs.com>
Sent: Tuesday, March 26, 2019 11:06 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Immediate

Who made decision to drop Smollett charges?

best,
be
@tvbrad

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:06 AM
To: Barnicle, Kelly
Subject: Re: [EXT] Re: Tandra do you guys have a statement on Smollett?

No she is recused from this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:02 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

Thank you! Will she be available on Camera at any point today?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 11:00 AM
To: Barnicle, Kelly <kbarnicle@wgntv.com>
Subject: [EXT] Re: Tandra do you guys have a statement on Smollett?

EXTERNAL EMAIL

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:58 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

I don't see one.

Thanks
Kelly WGN

From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 26, 2019 11:06 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: JOSEPH MAGATS (States Attorney)
Subject: RE: new media FOIAs

NY Post just sent another one. I expect we will get this request for the file from most news outlets.

4. GABRIELLE T. FONROUGE // NY Post – due 4/2/19

[A]ll available case files held by the Cook County State Attorney related to the Jussie Smollett criminal case, including a detailed log of evidence presented to the grand jury.

From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 26, 2019 11:03 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: new media FOIAs

FYI

1. Tim Novak // CST – due 4/1/19

[A]ll correspondence, including emails, exchanged between Assistant State's Attorney Robert Hielingoetter and attorney Robert Novelle between Feb. 26, 2008, and Aug. 1, 2008, regarding the death of Dean Goldufsky and the arrest of Joseph Cunningham by Chicago police. The correspondence and emails I am seeking may include these search terms: Goldufsky, Cunningham, Shaku Teas, Cogan, and Cook County medical examiner.

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[I]nternal communications (text message and e-mail) sent and received by both State Attorney Kim Foxx and Joe Magats regarding the Jussie Smollett case between Jan. 29 2019 and March 26 2019. This includes individual communication Foxx and Magats had with staff, private citizens, public authorities, among themselves and any and all other recipients.

3. Samah Assad // CBS2 – due 4/1/19

[A]ny and all search warrants obtained and executed by the Chicago Police Department from the Cook County State Attorney, from Jan. 1, 2016 through the day in which this request is fulfilled, including but not limited to: the date and time the search warrant was issued, the name of the judge who issued it, the names of individual(s)/subjects of the search as well as a description (date of birth, height, weight), the premises/address that would be searched, any instruments, articles and things to be seized, and the offense.

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Tuesday, March 26, 2019 11:07 AM
To: ROBERT FOLEY (States Attorney)
Subject: Re: ABC/Good Morning America Intv Request

Hi Robert,

Know it's quite a day, but would like to reiterate our request below.

I know you all are busy, so will keep it short. I would like to re-submit our request to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow morning regarding the Smollett case. We have also submitted a requested for State's Attorney Kim Foxx.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Wednesday, February 20, 2019 7:57 PM
To: ROBERT FOLEY
Subject: ABC/Good Morning America Intv Request

Hi Robert,

I know you must be crazed, because I'm crazed.

I would like to submit a formal request for ABC to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow. We can do a live shot from the SAO - and do it live or pretape.

If he's not available in the morning, is he available to tape briefly with ABC anytime tomorrow? This would air across the ABC network. If he's available to appear exclusively, we'd welcome that of course.

Please feel free to email or call 24/7 if you have any questions about this request. I am available at 917-993-4296.

Thanks so much and thanks for all your help during this hectic time.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

From: Barnicle, Kelly <kbarnicle@wgntv.com>
Sent: Tuesday, March 26, 2019 11:08 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXT] Re: Tandra do you guys have a statement on Smollett?

Gotcha thanks.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 11:06 AM
To: Barnicle, Kelly <kbarnicle@wgntv.com>
Subject: Re: [EXT] Re: Tandra do you guys have a statement on Smollett?

No she is recused from this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:02 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

Thank you! Will she be available on Camera at any point today?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 11:00 AM
To: Barnicle, Kelly <kbarnicle@wgntv.com>
Subject: [EXT] Re: Tandra do you guys have a statement on Smollett?

EXTERNAL EMAIL

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:58 AM, Barnicle, Kelly <kbarnicle@wgntv.com> wrote:

I don't see one.

Thanks
Kelly WGN

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:09 AM
To: Jen Smith
Subject: RE: charges dropped against Jussie Smollett

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

From: Jen Smith <Jen.Smith@mailonline.com>
Sent: Tuesday, March 26, 2019 10:42 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: charges dropped against Jussie Smollett

I'd be grateful for your statement

From: sao media (States Attorney) [<mailto:sao.media@cookcountyil.gov>]
Sent: 22 February 2019 12:45 PM
To: Jen Smith <Jen.Smith@mailonline.com>
Subject: Re: Evidence against Jussie Smollett in bond proffer

External Sender

As this case is pending litigation; we have no comment. Thanks.

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Jen Smith <Jen.Smith@mailonline.com>
Sent: Friday, February 22, 2019 9:08:04 AM
To: sao media (States Attorney)
Subject: Evidence against Jussie Smollett in bond proffer

Hello,

I'd like to know whether prosecutors were able to verify via surveillance cameras the January 27 movements of Jussie Smollett and the brothers when Smollett allegedly took them to the location where he wanted the attack to happen and pointed out a camera he hoped would capture the attack.

I'd also like to know if police first got their names through the Uber they took on the night of the attack or if they got it by following them in the cab home after it was finished.

Best,

Jennifer Smith
NY Senior Reporter

Daily **Mail**.com

Office: +1 (212) 402-9082
Daily Mail | 51 Astor Place, 9th floor, New York NY 10003

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From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:10 AM
To: Griselda Flores
Subject: RE: Statement Request

"After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

From: Griselda Flores <gflores@univision.net>
Sent: Tuesday, March 26, 2019 10:58 AM
To: StatesAttorney <StatesAttorney@cookcountyil.gov>
Cc: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Statement Request

Hello, can we please get the statement issued by Cook County State's Attorney Kim Foxx on the charges dropped against actor Jussie Smollett.

Thanks in advance.
312-494-6484

Griselda Flores | Assignment Desk Editor | Univision Communications Inc. | 541 N. Fairbanks Court, Suite 1100, Chicago, IL, 60611
gflores@univision.net | <http://www.univision.com>



From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:11 AM
To: Hernandez, Marjorie
Subject: RE: ON DEADLINE PRESS REQUEST: Jussie Smollett case dropped

Yes, can confirm. After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

-----Original Message-----

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Tuesday, March 26, 2019 10:46 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: ON DEADLINE PRESS REQUEST: Jussie Smollett case dropped

Hello,

I would like to confirm information that the criminal charges against actor Jussie Smollett have been dropped. If so, what were the determining factors why prosecutors decided to drop the charges?

Thank you in advance.

Marjorie

—

Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818)437-3510 cell

Sent from my iPhone

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:11 AM
To: Aidan Johnson
Subject: RE: BBC News on Smollett

“After reviewing all of the facts and circumstances of the case, including Mr. Smollett’s volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.”

From: Aidan Johnson <Aidan.Johnson@bbc.co.uk>
Sent: Tuesday, March 26, 2019 10:39 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: BBC News on Smollett

Hello,

Could I please receive any statement on the dropping of charges against Jussie Smollett?

Best,

*Aidan Johnson
Producer
BBC News (Washington)
202.355.1768 (Office)
312.568.6740 (Mobile)*

<http://www.bbc.co.uk>

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From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:12 AM
To: Baysinger, Tim
Subject: RE: REPORTER ON DEADLINE -- JUSSIE SMOLLETT

We standby the Chicago Police Department's investigation and our decision to approve of charges.

From: Baysinger, Tim <tim.baysinger@thewrap.com>
Sent: Tuesday, March 26, 2019 10:36 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: REPORTER ON DEADLINE -- JUSSIE SMOLLETT

Thanks, on background... Did the SA just not feel this was a winnable case or did new evidence point back to his original story of being attacked? Just trying to figure out why the reversal here.

On Tue, Mar 26, 2019 at 8:31 AM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:

"After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Baysinger, Tim <tim.baysinger@thewrap.com>
Sent: Tuesday, March 26, 2019 10:15:28 AM
To: sao media (States Attorney)
Subject: REPORTER ON DEADLINE -- JUSSIE SMOLLETT

Have the charges been dropped against Mr. Smollett?

Breaking: Charges dropped in case against Jussie Smollett. [@cbschicago](https://twitter.com/CharlieDeMar/status/1110559405366493185)
<https://twitter.com/CharlieDeMar/status/1110559405366493185>

--

Tim Baysinger

TV Reporter, TheWrap
tim.baysinger@thewrap.com
240.298.7683 | [@tim_bays](https://twitter.com/tim_bays)


--

Tim Baysinger

TV Reporter, TheWrap
tim.baysinger@thewrap.com
240.298.7683 | [@tim_bays](#)



From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:13 AM
To: Taryn Ryder
Subject: RE: Yahoo Request for Comment / Jussie Smollett

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

From: Taryn Ryder <tarynr@verizonmedia.com>
Sent: Tuesday, March 26, 2019 10:39 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Yahoo Request for Comment / Jussie Smollett

Hello,

I'm reaching out to see if we can get a statement regarding all charges being dropped against Jussie. Thank you.

Very best,
Taryn

--

Taryn Ryder
Writer | Reporter, Verizon Media
O: 213.817.2782
M: 310.913.1649

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:13 AM
To: Joseph Lyons
Subject: RE: Bustle.com piece on Jussie Smollett case

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

From: Joseph Lyons [REDACTED]
Sent: Tuesday, March 26, 2019 11:08 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Bustle.com piece on Jussie Smollett case

Dear Tandra,

I'm working on a piece for Bustle.com about the charges being dropped in Jussie Smollett's case. Is it possible to get a statement? Or any word on why they were dropped?

Thank you!
Joseph

--
Joseph D. Lyons
[REDACTED]

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:15 AM
To: Judy Kurtz
Subject: RE: Press inquiry for The Hill

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Judy Kurtz <jkurtz@thehill.com>
Sent: Tuesday, March 26, 2019 11:04 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Press inquiry for The Hill

Hi there,
Reaching out for comment and additional info on charges being dropped against Jussie Smollett.
Thanks in advance.

--
Judy Kurtz
The Hill
Columnist, *In the Know*
(202) 302-4492 (c)
(202) 628-8503 (f)
jkurtz@thehill.com

Follow me on Twitter: @JudyKurtz

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:18 AM
To: Cherelus, Gina (Reuters)
Subject: RE: Reuters News seeks statement on Jussie Smollett

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We stand by the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Cherelus, Gina (Reuters) <Gina.Cherelus@thomsonreuters.com>
Sent: Tuesday, March 26, 2019 10:37 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Reuters News seeks statement on Jussie Smollett

Hello,

We are seeking comment from the Cook County State's Attorney on the breaking news that all the charges against actor Jussie Smollett were dropped. We wanted to know why the charges were dropped? Was there not enough to pursue a conviction? Or are prosecutors saying that he was actually attacked? Please let me know as soon as possible. Thank you.

Best,
Gina

Gina Cherelus
U.S. General News Reporter
Reuters News
P: (646) 223-6215
C: (347) 491-1348

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:18 AM
To: Scott Gelman
Subject: RE: WPGC 95.5 DC Media Inquiry - Scott Gelman

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Scott Gelman <Scott.Gelman@entercom.com>
Sent: Tuesday, March 26, 2019 10:43 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: WPGC 95.5 DC Media Inquiry - Scott Gelman

Hi Tandra,
Does the state's attorney's office have any comment on charges against Jussie Smollett being dropped today?

Thanks,
Scott Gelman
Web Content Specialist
94.7 The Drive/95.5 WPGC
Scott.Gelman@entercom.com
(954)328-7841

From: ROBERT FOLEY (States Attorney)
Sent: Tuesday, March 26, 2019 11:18 AM
To: Wash, Stephanie
Subject: Re: ABC/Good Morning America Intv Request

Hi Stephanie—

I am adding Kiera and Tandra.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:07 AM, Wash, Stephanie <Stephanie.Wash@abc.com> wrote:

Hi Robert,

Know it's quite a day, but would like to reiterate our request below.

I know you all are busy, so will keep it short. I would like to re-submit our request to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow morning regarding the Smollett case. We have also submitted a requested for State's Attorney Kim Foxx.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Wednesday, February 20, 2019 7:57 PM
To: ROBERT FOLEY
Subject: ABC/Good Morning America Intv Request

Hi Robert,

I know you must be crazed, because I'm crazed.

I would like to submit a formal request for ABC to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow. We can do a live shot from the SAO - and do it live or pretape.

If he's not available in the morning, is he available to tape briefly with ABC anytime tomorrow? This would air across the ABC network. If he's available to appear exclusively, we'd welcome that of course.

Please feel free to email or call 24/7 if you have any questions about this request. I am available at 917-993-4296.

Thanks so much and thanks for all your help during this hectic time.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:18 AM
To: Tasneem N
Subject: RE: URG: BuzzFeed News inquiry re Jussie Smollett

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Tasneem N <tasneem.nashrulla@buzzfeed.com>
Sent: Tuesday, March 26, 2019 10:41 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: URG: BuzzFeed News inquiry re Jussie Smollett

Thank you so much. Is there any way you can clarify this statement so people have a clear idea of what this means? Does this mean that Jussie Smollett did not lie and state the attack against him or does it mean that he still allegedly staged the attack and that his charges were dropped because he forfeited his bond to the city? Could you explain what this "outcome" means please? I'd really appreciate your help.

On Tue, Mar 26, 2019 at 11:33 AM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Tasneem N <tasneem.nashrulla@buzzfeed.com>
Sent: Tuesday, March 26, 2019 10:31:39 AM
To: sao media (States Attorney)
Subject: Re: URG: BuzzFeed News inquiry re Jussie Smollett

Hi, could you please forward the statement you sent out re Jussie Smollett?

On Tue, Mar 26, 2019 at 11:23 AM Tasneem N <tasneem.nashrulla@buzzfeed.com> wrote:

Hello,
This is Tasneem Nashrulla with BuzzFeed News. Do you have a comment regarding the charges dropped against Jussie Smollett? Does this mean that he wasn't lying about the alleged attack?

Thanks,
Tasneem

--

Tasneem Nashrulla | BuzzFeed | Reporter | 6468939740
111 E 18th St, New York, NY 10003

--

Tasneem Nashrulla | BuzzFeed | Reporter | 6468939740
111 E 18th St, New York, NY 10003

--

Tasneem Nashrulla | BuzzFeed | Reporter | 6468939740
111 E 18th St, New York, NY 10003

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:19 AM
To: Ailworth, Erin
Subject: RE: WSJ -- Charges against Smollett dropped?

We standby the Chicago Police Department's investigation and our decision to approve charges in this case. I can confirm that the \$10,000 bond was forfeited to the City of Chicago as part of the agreement reached today between prosecutors and the defense attorneys for Mr. Smollett.

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 10:37 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: WSJ -- Charges against Smollett dropped?

A few additional questions?

What is this I hear about a deferred prosecution agreement? Can you help me translate that?

So Jussie forfeited \$10,000 as part of that agreement?

Can you go into more detail about why the charges were dropped? Do you now not think Jussie Smollett arranged the attack?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Tue, Mar 26, 2019 at 10:31 AM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:

"After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

Cook County State's Attorney's Office
Communications Department

(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 10:22:29 AM
To: sao media (States Attorney)
Subject: WSJ -- Charges against Smollett dropped?

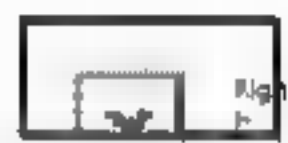
Hi Tandra --

What can you tell me about the charges against Jussie Smollett being dropped?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: ROBERT FOLEY (States Attorney)
Sent: Tuesday, March 26, 2019 11:20 AM
To: Wash, Stephanie
Subject: Re: ABC/Good Morning America Intv Request

Sorry, forgot to add them.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:18 AM, Robert Foley <Robert.Foley@cookcountyil.gov> wrote:

Hi Stephanie—

I am adding Kiera and Tandra.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:07 AM, Wash, Stephanie <Stephanie.Wash@abc.com> wrote:

Hi Robert,

Know it's quite a day, but would like to reiterate our request below.

I know you all are busy, so will keep it short. I would like to re-submit our request to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow morning regarding the Smollett case. We have also submitted a requested for State's Attorney Kim Foxx.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Wednesday, February 20, 2019 7:57 PM

To: ROBERT FOLEY

Subject: ABC/Good Morning America Intv Request

Hi Robert,

I know you must be crazed, because I'm crazed.

I would like to submit a formal request for ABC to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow. We can do a live shot from the SAO - and do it live or pretape.

If he's not available in the morning, is he available to tape briefly with ABC anytime tomorrow? This would air across the ABC network. If he's available to appear exclusively, we'd welcome that of course.

Please feel free to email or call 24/7 if you have any questions about this request. I am available at 917-993-4296.

Thanks so much and thanks for all your help during this hectic time.

Stephanie Wash

Coordinating Producer | ABC News

C: 917.993.4296 O: 212.456.2353

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:20 AM
To: Hernandez, Marjorie
Subject: RE: ON DEADLINE PRESS REQUEST: JUSSIE SMOLLETT CASE DROPPED

I can confirm that the charges have been dropped. After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Tuesday, March 26, 2019 10:46 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>; sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: ON DEADLINE PRESS REQUEST: JUSSIE SMOLLETT CASE DROPPED

Hello,

I would like to obtain information/confirmation concerning reports that all charges have been dropped regarding Jussie Smollett. What was the reason for the charges being dropped?

Thank you in advance!

Marjorie

--
Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818) 437-3510 cell

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:20 AM
To: Clemence Michallon1
Subject: RE: The Independent – Jussie Smollett

This is a statement from the Cook County State's Attorney's Office.

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Clemence Michallon1 <Clemence.Michallon@independent.co.uk>
Sent: Tuesday, March 26, 2019 10:49 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: The Independent – Jussie Smollett

Hello,

My name is Clemence Michallon and I am a reporter at The Independent in New York. Could you please send me Kim Foxx's statement related to charges against Jussie Smollett being dropped?

Thank you very much.

Best regards,

Clemence Michallon

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From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:21 AM
To: Bosman, Julie
Subject: RE:

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 10:54 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject:

Hello - will there be any comment on the Smollett case?

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:21 AM
To: Sarah Jones
Subject: RE: URGENT MEDIA REQUEST!

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Sarah Jones <sjones@hollywoodlife.com>
Sent: Tuesday, March 26, 2019 10:57 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Fwd: URGENT MEDIA REQUEST!

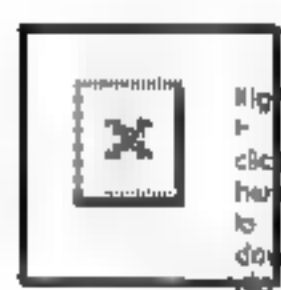
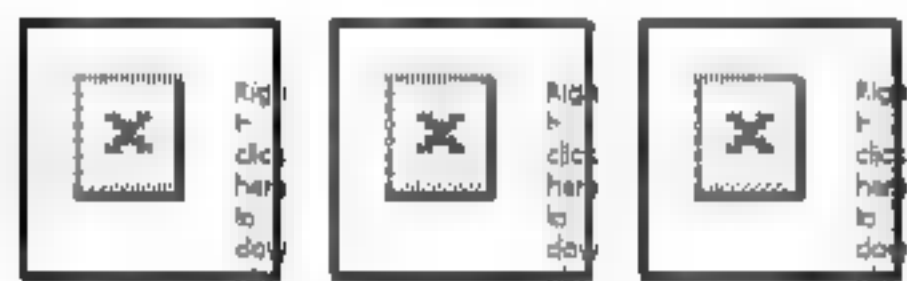
Hello -

I'm a news reporter with Hollywood Life and am trying to obtain a statement re: Jussie Smollett's charges have been dropped?

Thank you!

SARAH JONES
HOLLYWOODLIFE.COM : NEWS REPORTER
11175 Santa Monica Blvd, 9th Floor, Los Angeles, CA 90025
O: 323.617.9494 : C: 818.257.9683
sjones@hollywoodlife.com

DOWNLOAD THE HOLLYWOOD LIFE APP FOR iOS & ANDROID



From: Zach Stafford <zach.stafford@advocate.com>
Sent: Tuesday, March 26, 2019 11:22 AM
To: sao media (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: Urgent: Jussie Smollett
Attachments: PastedGraphic-3.tiff

Hi again,

Will the charges now face charges for bias-motivated attack? Please let me know ASAP if possible.

Zach

Zach Stafford
Editor in Chief, The Advocate
zach.stafford@advocate.com

THEADVOCATE

On Mar 26, 2019, at 8:06 AM, Zach Stafford <zach.stafford@advocate.com> wrote:

Hi there,

Jussie Smollett is currently in an emergency hearing. Do you have any info? Hearing it could be a plea deal

Zach

From: ROBERT FOLEY (States Attorney)
Sent: Tuesday, March 26, 2019 11:22 AM
To: Hernandez, Marjorie
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: URGENT PRESS REQUEST: JUSSIE SMOLLETT CHARGES DROPPED

Adding Kiera and Tandra for assistance.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 10:57 AM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Hello Mr.Foley,

I would like to obtain information/confirmation concerning reports that all charges have been dropped regarding Jussie Smollett. What was the reason for the charges being dropped?

Thank you in advance!

Marjorie

--
Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818) 437-3510 cell

Sent from my iPhone

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:23 AM
To: Michael Zennie
Subject: RE: For TIME: Jussie Smollett charges

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We stand by the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Michael Zennie <Michael.Zennie@time.com>
Sent: Tuesday, March 26, 2019 11:21 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: For TIME: Jussie Smollett charges

Hello,

Could I please get the statement from the Cook County State's Attorney's Office on the charges being dropped against Jussie Smollett?

Also, do you expect the State's Attorney's Office to issue any additional statements or make any additional public comments today?

Many thanks,

Michael Zennie

--
Michael Zennie
Senior Editor
TIME

Mobile and WhatsApp: +1-347-835-1362
Office: 212-522-1362

225 Liberty St.
New York, N.Y. 10281

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From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:23 AM
To: O'Brien, Brendan (Reuters)
Subject: RE: Statement for Reuters

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: O'Brien, Brendan (Reuters) <brendan.obrien@thomsonreuters.com>
Sent: Tuesday, March 26, 2019 11:20 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Statement for Reuters

Hi I am a reporter with Reuters looking for a statement on the dropping of the charges against Jussie Smollett. Thanks you b

Brendan O'Brien
Journalist
Thomson Reuters
W: 414 937 5300
C: 312 339 5669

From: White, Deidra R <DRWhite@cbs.com>
Sent: Tuesday, March 26, 2019 11:23 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CBS 2/ Smollet statement

Hi there – will SA Fox be available today, have more comment to explain the developments?

Thanks
Deidra

 **CBS**
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:30 AM
To: White, Deidra R <DRWhite@cbs.com>
Subject: Re: CBS 2/ Smollet statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:28 AM, White, Deidra R <DRWhite@cbs.com> wrote:

Hi Tandra – can you send statement on Smollett case developments.

<image001.jpg>

Deidra White

WBBM-TV CHICAGO

News Planning Manager

CBS 2 Broadcast Center

22 West Washington

312 899-2454

312 899-2200

www.cbschicago.com

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:24 AM
To: CNS Chicago State
Subject: RE: Jussie Smollett charges dropped - statement

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We stand by the Chicago Police Department's investigation and our decision to approve charges in this case.

From: CNS Chicago State <chicagostate@Courthousenews.com>
Sent: Tuesday, March 26, 2019 11:23 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Jussie Smollett charges dropped - statement

Hi there!

I'm working on a quick story about the charges against Mr. Smollett that were dropped this morning... would you be able to send me the release from your office regarding this?

Thank you!

Lisa Klein Powers
Cook County Reporter
Courthouse News
(630) 781-4084
www.courthousenews.com

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:25 AM
To: Colin Dwyer
Subject: RE: From NPR re: Jussie Smollett

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We stand by the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Colin Dwyer <CDwyer@npr.org>
Sent: Tuesday, March 26, 2019 11:17 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: From NPR re: Jussie Smollett

Good afternoon – do you have a comment on the statement that Jussie Smollett's attorneys released that all the charges have been dropped against their client today? The Chicago Police Department referred our request for comment to you folks. Please let me know – either at this email address or at either of the phone numbers below. Thank you.

Colin Dwyer | Reporter | NPR's Newsdesk | O: 202-513-3455 | C: 805-907-6763

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:26 AM
To: Erin Ailworth
Subject: RE: WSJ -- Charges against Smollett dropped?

\$10,000 he posted.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Erin Ailworth <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 11:07 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: WSJ – Charges against Smollett dropped?

Thanks! Can you tell me how much Jussie forfeited: the \$100,000 bond or just the \$10,000 he posted to be released?

Sent from my iPhone

On Mar 26, 2019, at 11:03 AM, sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:

Yes, can confirm.

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 10:34 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: Re: WSJ -- Charges against Smollett dropped?

OK, to confirm. All charges dropped? You don't actually spell that out?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Tue, Mar 26, 2019 at 10:31 AM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:

"After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 10:22:29 AM
To: sao media (States Attorney)
Subject: WSJ -- Charges against Smollett dropped?

Hi Tandra --

What can you tell me about the charges against Jussie Smollett being dropped?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:26 AM
To: Neetu Chandak
Subject: RE: MEDIA REQUEST: Smollett Case

I can confirm that the charges were dropped. After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We stand by the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Neetu Chandak <neetu@dailycallernewsfoundation.org>
Sent: Tuesday, March 26, 2019 11:00 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: MEDIA REQUEST: Smollett Case

Hello,

This is Neetu with The Daily Caller News Foundation.

Do you have any updates on the Jussie Smollett case? How much did the investigation cost the city (approximates work if this number is available).

Are charges being dropped against him?

Best,
Neetu

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:27 AM
To: Ravve, Ruth
Subject: RE: Jussie Smollett?

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

-----Original Message-----

From: Ravve, Ruth <Ruth.Ravve@FOXNEWS.COM>
Sent: Tuesday, March 26, 2019 11:26 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Cc: Ravve, Ruth <Ruth.Ravve@FOXNEWS.COM>
Subject: Jussie Smollett?

I'm wondering if you'll have a news conference or release a statement about charges against Jussie Smollett being dropped.

Sent from my iPhone

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:28 AM
To: White, Deidra R
Subject: Re: CBS 2/ Smollet statement

She was recused

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:23 AM, White, Deidra R <DRWhite@cbs.com> wrote:

Hi there – will SA Fox be available today, have more comment to explain the developments?

Thanks
Deidra

<image001.jpg>
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:30 AM
To: White, Deidra R <DRWhite@cbs.com>
Subject: Re: CBS 2/ Smollet statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer

Cook County State's Attorney's Office
312-603-1848 direct
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email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:28 AM, White, Deidra R <DRWhite@cbs.com> wrote:

Hi Tandra – can you send statement on Smollett case developments.

<image001.jpg>

Deidra White

WBBM-TV CHICAGO

News Planning Manager

CBS 2 Broadcast Center

22 West Washington

312 899-2454

312 899-2200

www.cbschicago.com

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 11:30 AM
To: sao media (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Smollett questions

We are working to understand the Smollett charges being dropped, and had a few follow up questions to your statement:

Did new evidence emerge since the Grand Jury indictment?

What changed that led to this reversal?

When was the last time charges were dropped after a Grand Jury indictment?

How common is it for bond forfeiture to play a role in dropped charges?

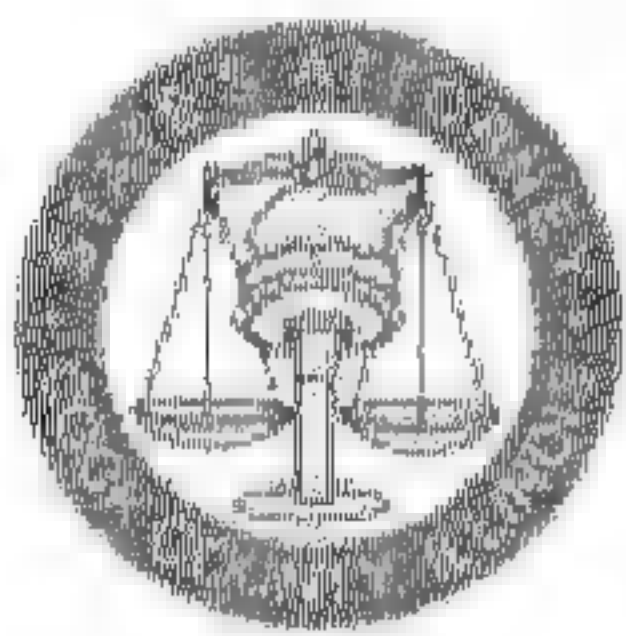
Smollett seems to be saying that he is cleared and that there were “unfair and unwarranted actions” against him. Do you agree with that characterization?

Thank you,
Shannon

Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 11:32 AM
To: CHLOE RASMAS (States Attorney)
Subject: RE: new media FOIAs

What's our FOIA email?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 26, 2019 11:03 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: new media FOIAs

FYI

1. Tim Novak // CST – due 4/1/19

[A]ll correspondence, including emails, exchanged between Assistant State's Attorney Robert Hielingoetter and attorney Robert Novelle between Feb. 26, 2008, and Aug. 1, 2008, regarding the death of Dean Goldufsky and the arrest of Joseph Cunningham by Chicago police. The correspondence and emails I am seeking may include these search terms: Goldufsky, Cunningham, Shaku Teas, Cogan, and Cook County medical examiner.

2. GABRIELLE T. FONROUGE // NY Post – due 4/2/19

[I]nternal communications (text message and e-mail) sent and received by both State Attorney Kim Foxx and Joe Magats regarding the Jussie Smollett case between Jan. 29 2019 and March 26 2019. This includes individual communication Foxx and Magats had with staff, private citizens, public authorities, among themselves and any and all other recipients.

3. Samah Assad // CBS2 – due 4/1/19

[A]ny and all search warrants obtained and executed by the Chicago Police Department from the Cook County State Attorney, from Jan. 1, 2016 through the day in which this request is fulfilled, including but not limited to: the date and time the search warrant was issued, the name of the judge who issued it, the names of individual(s)/subjects of

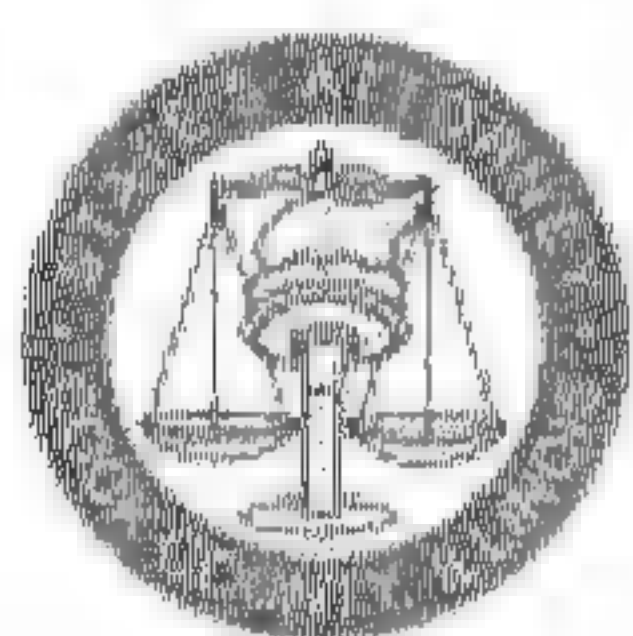
the search as well as a description (date of birth, height, weight), the premises/address that would be searched, any instruments, articles and things to be seized, and the offense.

From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 26, 2019 11:32 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: new media FOIAs

Sao.foia@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 11:32 AM
To: CHLOE RASMAS (States Attorney) <CHLOE.RASMAS@cookcountyil.gov>
Subject: RE: new media FOIAs

What's our FOIA email?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: CHLOE RASMAS (States Attorney)
Sent: Tuesday, March 26, 2019 11:03 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: new media FOIAs

FYI

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From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:33 AM
To: Jen Smith
Subject: RE: charges dropped against Jussie Smollett

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Jen Smith <Jen.Smith@mailonline.com>
Sent: Tuesday, March 26, 2019 11:30 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: RE: charges dropped against Jussie Smollett

Thanks. The natural question is why was this decision was taken given that he was facing 16 felony counts. Was the state no longer confident in its evidence ?

From: sao media (States Attorney) [<mailto:sao.media@cookcountyil.gov>]
Sent: 26 March 2019 12:09 PM
To: Jen Smith <Jen.Smith@mailonline.com>
Subject: RE: charges dropped against Jussie Smollett

"After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case."

From: Jen Smith <Jen.Smith@mailonline.com>
Sent: Tuesday, March 26, 2019 10:42 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>
Subject: charges dropped against Jussie Smollett

I'd be grateful for your statement

From: sao media (States Attorney) [<mailto:sao.media@cookcountyil.gov>]
Sent: 22 February 2019 12:45 PM
To: Jen Smith <Jen.Smith@mailonline.com>
Subject: Re: Evidence against Jussie Smollett in bond proffer

External Sender

As this case is pending litigation; we have no comment. Thanks.

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone

(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Jen Smith <Jen.Smith@mailonline.com>
Sent: Friday, February 22, 2019 9:08:04 AM
To: sao media (States Attorney)
Subject: Evidence against Jussie Smollett in bond proffer

Hello,

I'd like to know whether prosecutors were able to verify via surveillance cameras the January 27 movements of Jussie Smollett and the brothers when Smollett allegedly took them to the location where he wanted the attack to happen and pointed out a camera he hoped would capture the attack.

I'd also like to know if police first got their names through the Uber they took on the night of the attack or if they got it by following them in the cab home after it was finished.

Best,

Jennifer Smith
NY Senior Reporter

Daily Mail.com

Office: +1 (212) 402-9082
Daily Mail | 51 Astor Place, 9th floor, New York NY 10003

Disclaimer

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From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:33 AM
To: Edwards, Brad A
Subject: Re: Immediate

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 11:09 AM, Edwards, Brad A <baedwards@cbs.com> wrote:
>
> Who made decision to drop Smollett charges?
>
> best,
> be
> @tvbrad

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 11:34 AM
To: Shannon Heffernan; TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett questions

We standby the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 11:30 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Smollett questions

We are working to understand the Smollett charges being dropped, and had a few follow up questions to your statement:

Did new evidence emerge since the Grand Jury indictment?

What changed that led to this reversal?

When was the last time charges were dropped after a Grand Jury indictment?

How common is it for bond forfeiture to play a role in dropped charges?

Smollett seems to be saying that he is cleared and that there were "unfair and unwarranted actions" against him. Do you agree with that characterization?

Thank you,
Shannon

Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:35 AM
To: Edwards, Brad A
Subject: Re: Immediate

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor was made acting State's Attorney for this matter after State's Attorney Foxx's recusal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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> best,

> be

> @tvbrad

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:36 AM
To: Edwards, Brad A
Subject: Re: Immediate

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor was made acting State's Attorney for this matter after State's Attorney Foxx's recusal.

We standby the Chicago Police Department's investigation and our approval of charges.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 11:09 AM, Edwards, Brad A <baedwards@cbs.com> wrote:
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> Who made decision to drop Smollett charges?
>
> best,
> be
> @tvbrad

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 11:36 AM
To: sao media (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett questions

Can you clarify what changed that led to charges being dropped? We are hoping to explain that as best as possible to our audience.

Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: sao media (States Attorney) [<mailto:sao.media@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 11:34 AM
To: Shannon Heffernan <sheffernan@wbez.org>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: RE: Smollett questions

We stand by the Chicago Police Department's investigation and our decision to approve charges in this case.

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 11:30 AM
To: sao media (States Attorney) <sao.media@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Smollett questions

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Thank you,
Shannon

Shannon Heffernan

Criminal Justice Reporter

Twitter: [Shannon_h](#)

O 312.893.2937 C 773.314.6185

WBEZ **91.5** Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: White, Deidra R <DRWhite@cbs.com>
Sent: Tuesday, March 26, 2019 11:38 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CBS 2/ Smollet statement

Yes, anyone from SA office available?
Thanks

Sent from my iPhone

On Mar 26, 2019, at 11:28 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

She was recused

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:23 AM, White, Deidra R <DRWhite@cbs.com> wrote:

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<image001.jpg>
Deidra White
WBBM-TV CHICAGO
News Planning Manager

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22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

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Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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WBBM-TV CHICAGO
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CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:39 AM
To: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Fwd: Smollett questions

FYI

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: Shannon Heffernan <sheffernan@wbez.org>
Date: March 26, 2019 at 11:29:51 AM CDT
To: "SAO.MEDIA@cookcountyil.gov" <SAO.MEDIA@cookcountyil.gov>, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Subject: Smollett questions

We are working to understand the Smollett charges being dropped, and had a few follow up questions to your statement:

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Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ 91.5 Chicago Public Media

From: White, Deidra R <DRWhite@cbs.com>
Sent: Tuesday, March 26, 2019 11:41 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: CBS 2/ Smollet statement

Whoever made the decision on the case..available?

Thanks

Sent from my iPhone

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Yes, anyone from SA office available?
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Sent from my iPhone

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<tandra.simonton@cookcountyil.gov> wrote:

She was recused

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Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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<image001.jpg>
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

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To: White, Deidra R <DRWhite@cbs.com>
Subject: Re: CBS 2/ Smollet statement

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312-603-1848 direct
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email:tandra.simonton@cookcountyil.gov

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WBBM-TV CHICAGO
News Planning Manager

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www.cbschicago.com

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:41 AM
To: ROBERT FOLEY (States Attorney)
Cc: Hernandez, Marjorie; KIERA ELLIS (States Attorney)
Subject: Re: URGENT PRESS REQUEST: JUSSIE SMOLLETT CHARGES DROPPED

Statement:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:22 AM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Adding Kiera and Tandra for assistance.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: (██████████)

On Mar 26, 2019, at 10:57 AM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Hello Mr.Foley,

I would like to obtain information/confirmation concerning reports that all charges have been dropped regarding Jussie Smollett. What was the reason for the charges being dropped?

Thank you in advance!

Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818) 437-3510 cell

Sent from my iPhone

From: Madhani, Aamer <amadhani@usatoday.com>
Sent: Tuesday, March 26, 2019 11:42 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett

Can you offer any more texture on the decision to drop charges. This seems very sudden, abrupt. What changed?

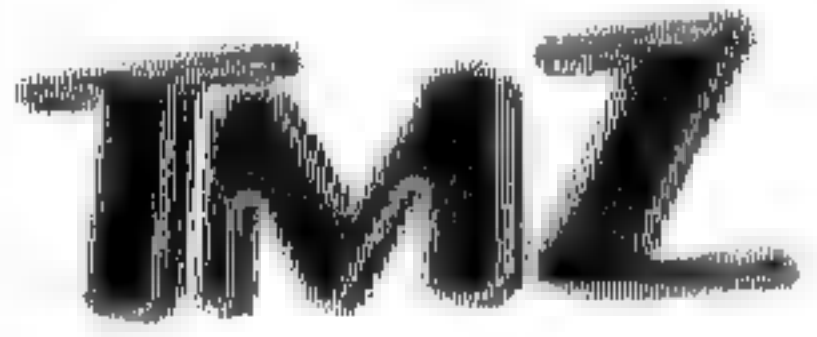
Aamer Madhani
National Correspondent
 **USA TODAY**
Mobile: 202.557.6399
Desk: 312.321.7768

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Tuesday, March 26, 2019 11:43 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE TMZ Inquiry

Hi Tandra,

Appreciate you sending us the statement, if Kim had recused herself from the case, who made this decision?

Thanks,



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:46 AM
To: Appleton, Brad (*IC)
Subject: Re: RE TMZ Inquiry

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor was made acting State's Attorney for this matter after State's Attorney Foxx's recusal.

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<image001.jpg>

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312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 11:48 AM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: RE: Smollett questions

We just spoke with her

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 11:39 AM
To: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Fwd: Smollett questions

FYI

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: Shannon Heffernan <sheffernan@wbez.org>
Date: March 26, 2019 at 11:29:51 AM CDT
To: "SAO.MEDIA@cookcountyil.gov" <SAO.MEDIA@cookcountyil.gov>, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Subject: Smollett questions

We are working to understand the Smollett charges being dropped, and had a few follow up questions to your statement:

Did new evidence emerge since the Grand Jury indictment?

What changed that led to this reversal?

When was the last time charges were dropped after a Grand Jury indictment?

How common is it for bond forfeiture to play a role in dropped charges?

Smollett seems to be saying that he is cleared and that there were “unfair and unwarranted actions” against him. Do you agree with that characterization?

Thank you,
Shannon

Shannon Heffernan

Criminal Justice Reporter

Twitter: [Shannon_h](#)

📞 312.893.2937 📠 773.314.6185

WBEZ **91.5** Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 11:48 AM
To: JOSEPH MAGATS (States Attorney)
Cc: KIERA ELLIS (States Attorney)
Subject: Re: Smollett questions

Thanks!

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:47 AM, JOSEPH MAGATS (States Attorney) <joseph.magats@cookcountyil.gov> wrote:

We just spoke with her

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 11:39 AM
To: KIERA ELLIS (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Fwd: Smollett questions

FYI

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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email:tandra.simonton@cookcountyil.gov

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From: Shannon Heffernan <sheffernan@wbez.org>
Date: March 26, 2019 at 11:29:51 AM CDT
To: "SAO.MEDIA@cookcountyil.gov" <SAO.MEDIA@cookcountyil.gov>, "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
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Smollett seems to be saying that he is cleared and that there were “unfair and unwarranted actions” against him. Do you agree with that characterization?

Thank you,
Shannon

Shannon Heffernan

Criminal Justice Reporter

Twitter: [Shannon_h](#)

O 312.893.2937 C 773.314.6185

WBEZ 91.5 Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Tuesday, March 26, 2019 11:49 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: RE TMZ Inquiry

Thanks for such a quick reply ... so we are safe in saying the decision was not Kim Foxx's decision, it was Joseph's decision. Is that correct?



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 9:46 AM
To: Appleton, Brad (*IC)
Subject: Re: RE TMZ Inquiry

[CAUTION]

This email originated outside Warner Bros.

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor was made acting State's Attorney for this matter after State's Attorney Foxx's recusal.

Tandra R. Simonton
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312-603-1848 direct
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<image001.jpg>

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818-967-8139 (M)
brad.appleton@tmz.com

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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Tuesday, March 26, 2019 12:03 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: RE TMZ Inquiry

Got it, thanks. Are you handling all inquiries for him as well? If so, we'd like to know how only community service suffices as proper punishment for 16 felonies?



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 9:51 AM
To: Appleton, Brad (*IC)
Subject: Re: RE TMZ Inquiry

Yes

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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<image001.jpg>

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News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 9:46 AM

To: Appleton, Brad (*IC)
Subject: Re: RE TMZ Inquiry

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312-603-1848 direct
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News Director
818-972-8046 (O)
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brad.appleton@tmz.com

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 12:17 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deferred prosecution? RE: Smollett statement

Hi Tandra,

There is some discrepancy in what it is prosecutors did. The Sun-Times is saying that this was a "deferred prosecution." Isn't that wrong?

Defense says charges dropped and that there was no deal? Is that the case?

We just want to make sure we are accurate in how we report this.

Thanks so much,

Michael



Michael Tarm

AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:41 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:39 AM, Tarm, Michael <mtarm@ap.org> wrote:

Hi Tandra, Can I possible get the statement from prosecutors on Smollett. Thanks! Michael

<image001.png>

Michael Tarm

AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 21, 2019 10:09 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 21, 2019, at 10:00 AM, Tarm, Michael <mtarm@ap.org> wrote:

Thanks again for getting back to me yesterday.
Question: Do you have the time for R. Kelly's hearing Friday?
Thanks much,
Michael

From: Tarm, Michael
Sent: Wednesday, March 20, 2019 5:20 PM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly / Comment

<image001.gif>

Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael

<image002.png>

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

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From: RISA LANIER (States Attorney)
Sent: Tuesday, March 26, 2019 12:19 PM
To: kathleen.hill@cityofchicago.org
Cc: JOSEPH MAGATS (States Attorney)
Subject: Smollett Order
Attachments: Smollett Order-03262019121056.tif

Katie,

Please see attached order directing the Clerk of the Circuit court to release the bond to the City of Chicago. I spoke with Charise Valente this morning in terms of what department receives the bond, therefore it was directed to the attention of Natlie Frank at the City of Chicago Department of Law, Suite 600.

Thanks,

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS

VS.

Case No. 19CR-3104

Jussie Smollett

Defendant(s)

ORDER

IT IS HEREBY ORDERED that the Clerk of the Circuit Court of Cook County shall release Bond No. ~~154406~~ payable to the City of Chicago, to be sent directly to:

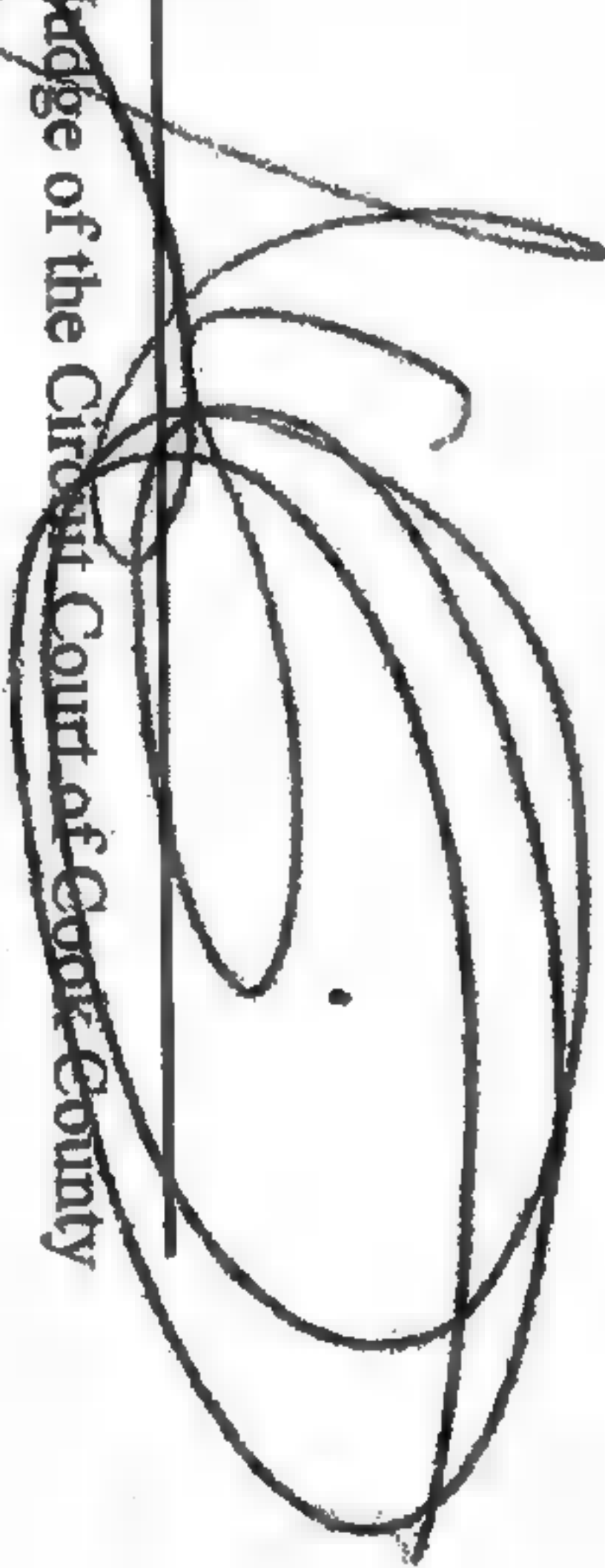
City of Chicago Department of Law

Attn: Natalie Frank

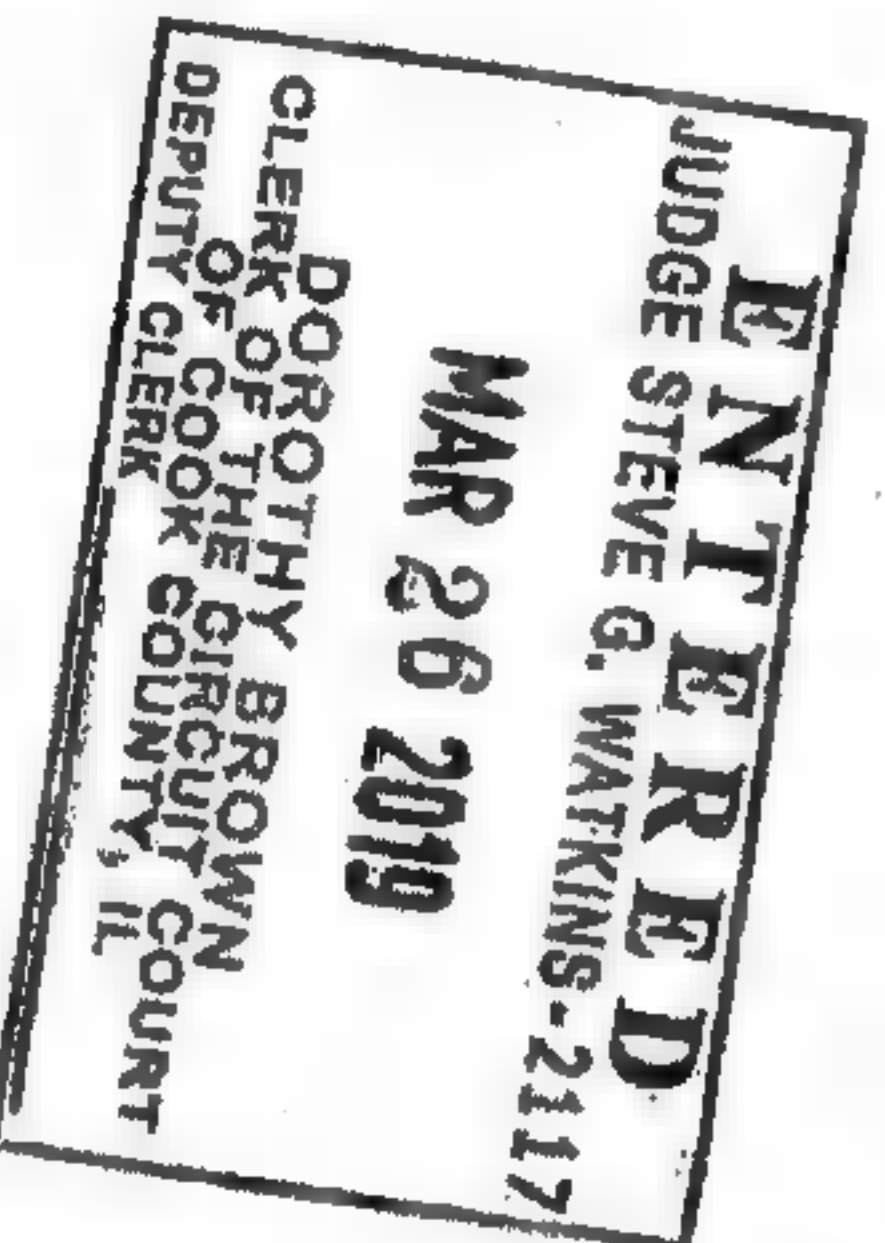
121 N. LaSalle Street, Suite 600

Chicago, Illinois 60602

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R: 
Judge of the Circuit Court of Cook County

DATED: 3/26/2019



STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

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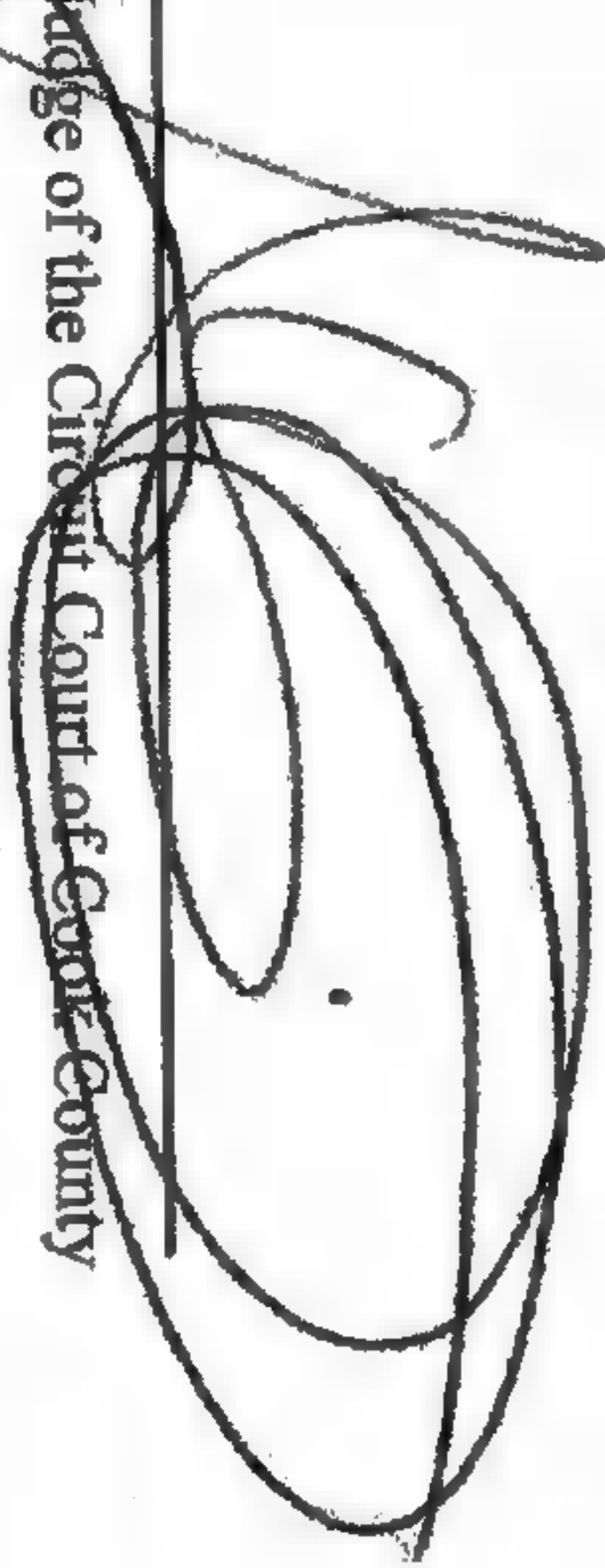
City of Chicago Department of Law

Attn: Natalie Frank

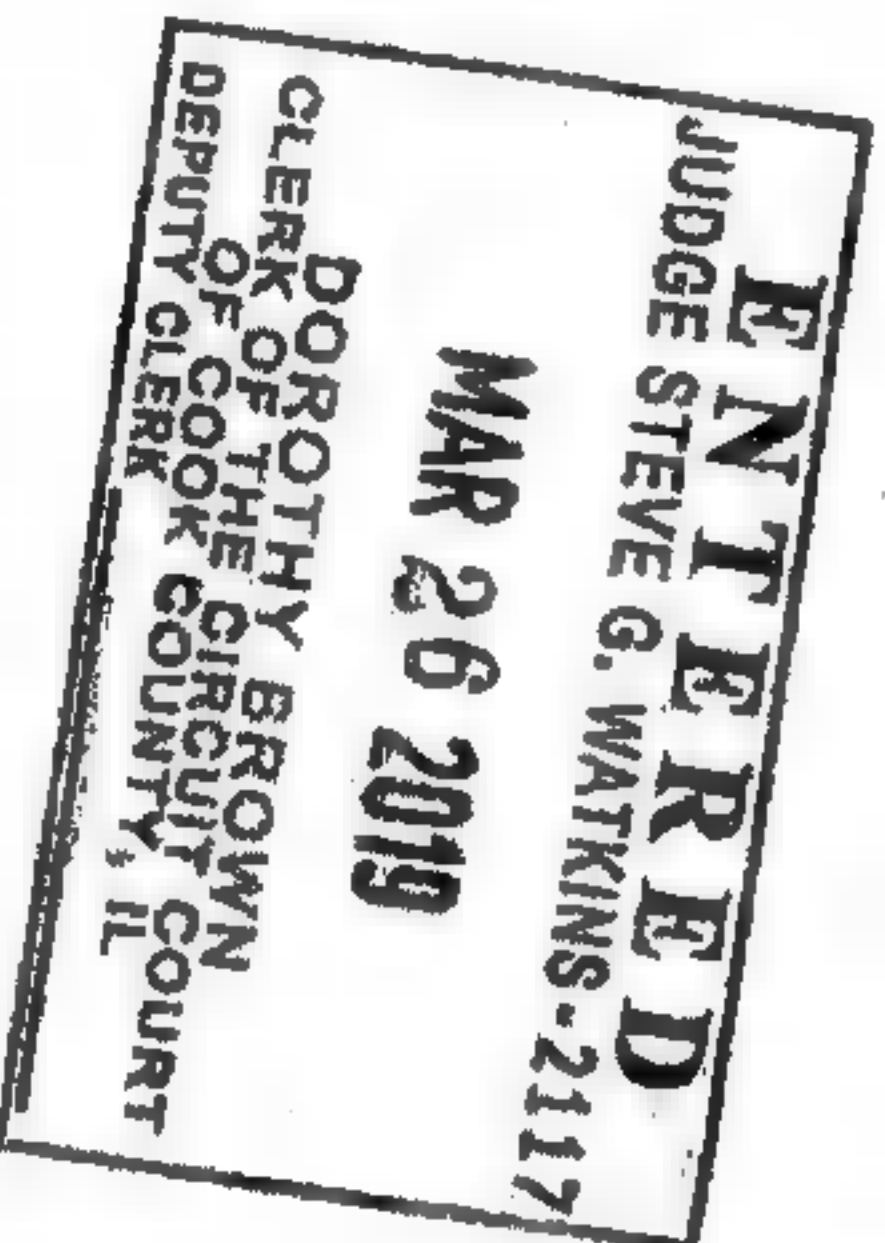
121 N. LaSalle Street, Suite 600

Chicago, Illinois 60602

E
N
T
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R: 
Judge of the Circuit Court of Cook County

DATED: 3/26/2019



From: Barnicle, Kelly <kbarnicle@wgntv.com>
Sent: Tuesday, March 26, 2019 12:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: WGN TV

Hi Tandra, Is the attorney who made the decision in the Smollett case Joe Magat? If so we would like to speak him or whomever made the decision to drop the charges? On camera first request, or even via phone.

Thanks,
Kelly
WGN TV 773 883 3203

From: Hernandez, Marjorie <mhernandez@amilink.com>
Sent: Tuesday, March 26, 2019 12:25 PM
To: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Cc: KIERA ELLIS (States Attorney)
Subject: Re: EXTERNAL* Re: URGENT PRESS REQUEST: JUSSIE SMOLLETT CHARGES DROPPED

Thank you, Tandra. There were also reports that Mr. Smollett still has to perform community service. Is that correct? If so, how many hours does he still have to perform?

Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818) 437-3510 cell

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 9:40 AM
To: ROBERT FOLEY (States Attorney)
Cc: Hernandez, Marjorie; KIERA ELLIS (States Attorney)
Subject: EXTERNAL* Re: URGENT PRESS REQUEST: JUSSIE SMOLLETT CHARGES DROPPED

Statement:

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:22 AM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Adding Kiera and Tandra for assistance.

Robert Foley
Senior Advisor

Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 10:57 AM, Hernandez, Marjorie <mhernandez@amilink.com> wrote:

Hello Mr.Foley,

I would like to obtain information/confirmation concerning reports that all charges have been dropped regarding Jussie Smollett. What was the reason for the charges being dropped?

Thank you in advance!

Marjorie

--

Marjorie Hernandez
Justice Editor
Us Weekly
American Media
(818) 437-3510 cell

Sent from my iPhone

From: Filippelli, John <FilippelliJ@cbsnews.com>
Sent: Tuesday, March 26, 2019 12:31 PM
To: JOSEPH MAGATS (States Attorney)
Subject: CBS here

Will you be issuing a statement regarding the charges dropped against Jussie Smollett?

Thank you,
John

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 12:35 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: CBS here

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

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Sent: Tuesday, March 26, 2019 12:31 PM
To: JOSEPH MAGATS (States Attorney)
Subject: CBS here

Will you be issuing a statement regarding the charges dropped against Jussie Smollett?

Thank you,
John

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Tuesday, March 26, 2019 12:37 PM
To: ROBERT FOLEY (States Attorney)
Cc: KIERA ELLIS (States Attorney)
Subject: Can we please confirm some details re Smollett?

Hi Robert,
NYT is reporting an interview with First Assistant State's Attorney Joe Magats.

Is the following accurate:

The First Assistant State's Attorney made the final decision to drop charges against Smollett.
- when was this decision made?

Cook County State's Attorney Office did not "exonerate him." There were no problems with CPD investigation or the evidence against Jussie Smollett.
- was CPD informed before the court hearing?

Smollett's agreement with SAO was to do community service and forfeit his bond to city of Chicago

- any idea when he will do the community service?

And any further comment you can provide ABC regarding the below:

"We stand behind the investigation, we stand behind the decision to charge him and we stand behind the charges in the case. The mere fact that it was disposed of in an alternative manner does not mean that there were any problems or infirmities in the case or the evidence."

Thank you!

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 12:57 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: Shannon Heffernan
Subject: WBEZ question: Smollett attorney disputing this is an alternative prosecution

Hey there,

I'm Miles with WBEZ. I'm also working the case. In her statement today Patricia Brown Holmes said "there is no deferred prosecution." And Jesse "voluntarily agreed to forfeit his bond. She said "there is no deal, the state dismissed the charges."

You told my colleague Shannon that this is an alternative prosecution. So just to be clear—you would dispute Holmes account, correct?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 1:00 PM
To: Miles Bryan; TANDRA SIMONTON (States Attorney)
Cc: Shannon Heffernan
Subject: Re: WBEZ question: Smollett attorney disputing this is an alternative prosecution

Yes. There would be no nolle of the charges without the forfeiture and community service.

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 12:56:44 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Cc: Shannon Heffernan
Subject: WBEZ question: Smollett attorney disputing this is an alternative prosecution

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O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Hush, Chris (NBCUniversal) <chris.hush@nbcuni.com>
Sent: Tuesday, March 26, 2019 1:09 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Brothers in Smollett case?

Will THEY face any charges? SAO have any plans for them?

Chris Hush
NBC 5 News Reporter
Cell: (312) 203-7299

Sent from my iPhone

From: White, Deidra R <DRWhite@cbs.com>
Sent: Tuesday, March 26, 2019 1:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CBS 2/ Smollet statement

One more quick question – why did he decide to forfeit the bond to the “city”. Any specifics on which department, where the money goes?

From: White, Deidra R
Sent: Tuesday, March 26, 2019 10:31 AM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>
Subject: RE: CBS 2/ Smollet statement

Thnx

 **CBS**
Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:30 AM
To: White, Deidra R <DRWhite@cbs.com>
Subject: Re: CBS 2/ Smollet statement

Statement from the Cook County State’s Attorney’s Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett’s volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State’s Attorney’s Office
312-603-1848 direct
312-603-3423 main

email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:28 AM, White, Deidra R <DRWhite@cbs.com> wrote:

Hi Tandra – can you send statement on Smollett case developments.

<image001.jpg>

Deidra White

WBBM-TV CHICAGO

News Planning Manager

CBS 2 Broadcast Center

22 West Washington

312 899-2454

312 899-2200

www.cbschicago.com

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, March 26, 2019 1:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Joe Magats comments to NYT and Sun Times

Hi Tandra,

Joe made a few comments to the NYT – wondering if we could get these on the record from you guys?

"We didn't exonerate him." Magats, the asst state's atty, said he saw no problems with the police investigation or the evidence against Smollett. The charges against Smollett were dropped in return for his agreement to do community service, he said, and for forfeiting his bond to the city of Chicago.

"Here's the thing -- we work to prioritize violent crime and the drivers of violent crime. Public safety is our number one priority. I don't see Jussie Smollett as a threat to public safety."

"We stand behind the investigation, we stand behind the decision to charge him and we stand behind the charges in the case. The mere fact that it was disposed of in an alternative manner does not mean that there were any problems or infirmities in the case or the evidence."

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 1:50 PM
To: White, Deidra R
Subject: Re: CBS 2/ Smollet statement

That is a question for Mr. Smollett and his attorneys. Thanks

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From: White, Deidra R <DRWhite@cbs.com>
Sent: Tuesday, March 26, 2019 1:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CBS 2/ Smollet statement

Got it –thanks.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 1:50 PM
To: White, Deidra R <DRWhite@cbs.com>
Subject: Re: CBS 2/ Smollet statement

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From: MAURICE GREEN (States Attorney)
Sent: Tuesday, March 26, 2019 2:01 PM
To: KIERA ELLIS (States Attorney)
Cc: CHRISTINE CHAN (States Attorney); BERNARD HEADLEY (States Attorney); TA'SHA WILLIAMS (States Attorney)
Subject: Information on Jussie Smollet Case

Kiera -

I know you are inundated with media requests today but at some point this week is it possible for your to pull together some language outreach can use as we get questions? Not getting too many questions at the moment but will likely ramp up as we are out and about at various community events.

Thanks,
Mo Green

Mo Green
Director of Community Engagement
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
(312) 603-8600
Maurice.Green@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:02 PM
To: Crepeau, Megan
Cc: TANDRA SIMONTON (States Attorney)
Subject: Community service documentation
Attachments: Jussie Smoulett Community Service Letter (1).doc; 3.24.19 Jussie Smollett letter.pdf

Megan,

Per your request, please see below and attached.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <p Holmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

The Lyric Opera of Chicago, "Chicago Voices" Concert on PBS.

Together with Renee Fleming, Terrence Howard and many others, Jussie would again donate his time and talent and perform at the taping of this show. The show featured many distinguished artists with Chicago roots or a Chicago connection. Chicago Tribune critic Howard Reich indicated in his review of the national broadcast that the performance with Jussie was the highlight of the program.

The Boys & Girls Clubs of Chicago.

Jussie would attend a meeting with me and the Executive Director to try and establish a relationship with this significant national program benefiting children...our efforts are on-going.

The Kennedy Center, Washington, D.C.

Jussie was featured with the National Symphony Orchestra in a concert promoting "sound mental health" and hosted by Renee Fleming.

The Catalyst Circle Rock School, Chicago.

Just this past January, Jussie would meet with the administration, faculty and most importantly, the students of what is one of the largest African-American Primary Schools in America that is dedicated to the arts. The reaction Jussie received was nothing short of inspiring as the children squealed with joy when he surprised them in their classrooms and the faculty and staff were no different. It was both a memorable afternoon and the beginning of what will hopefully be a significant relationship with Jussie and this program.

I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra



NATIONAL HEADQUARTERS

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March 25, 2019

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Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
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Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

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We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org



March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

Dear Ms. Brown-Holmes

My name is Phill Wilson. I am the founder of the Black AIDS Institute (BAI). Founded in 1999, BAI is the only national HIV/AIDS think tank in the U.S focused exclusively on Black people. With chapters in 20 cities—including Chicago—BAI's mission is to end the HIV/AIDS epidemic in Black communities by engaging and mobilizing leaders, institutions, and individuals in efforts to confront HIV/AIDS in local communities. BAI disseminates information, offers training and capacity building, makes recommendations on both private and public HIV/AIDS policy, provides comprehensive primary community based clinical care in Los Angeles, and conducts mobilization and advocacy.

I am writing this letter on behalf of Jussie Smollett. I met Jussie when he was 15 years. In the two decades that I've known him, he has always conducted himself with honesty, integrity, and basic decency. Long before he was on Empire, before the fame, and before anyone in the public cared what he thought, said, or did, Jussie volunteered his talent and time to helping people, raising awareness and money to fight HIV/AIDS in the U.S. and South Africa. Once his career started to take off, Jussie expanded his activism and charity work to include dozens of non-profit causes. Jussie has been a tireless champion on behalf of LGBTQ people, Black people, immigrants, victims of gun violence, Historically Black Colleges and Universities, and many others. He is currently an active member of the board of directors of the Black AIDS Institute, where he helps the organization with governance, development, and community awareness.

I've worked with countless numbers of celebrities, elected officials and others over the years. I have never worked with anyone who was more willing than Jussie to lend his talent, time, and money to help other people. Jussie doesn't just lend his name. He volunteers his time and pays for his own travel expenses associated with the work he does for the Black AIDS Institute. Small not for profit organizations require supporters to play multiple roles. With one recent fundraiser, Jussie not only served as the event chair. He was the host of the event and lead photographer. At the end of the evening he made a major donation to make sure the organization reached its goal.

I hope this provides you with some insights into the person I know Jussie Smollett to be. Should you need any other information that I might be privy to, I can be reached at Phylltracy@aol.com or via cell at (323) 829-4195.

Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

Executive Committee

Grazell Howard, J.D.
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President and
Chief Executive Officer

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Donna Christensen, M.D.
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David Cook, M.D.
Carmel, IN

Kym Johnson
Addicks, Tex.

Marlene McHeese
Houston, Tex.

Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:13 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: statement

We did not exonerate Mr. Smollett. The charges were dropped in return for his agreement to do community service and for forfeiting his bond to the city of Chicago. The decision to drop the charges in this case were made under the same criteria that would occur for any defendant. The mere fact that the case was disposed of in an alternative manner does not mean that there were any problems or infirmities in the case or the evidence. We stand by the investigation and we stand by the decision to charge.

Tandra R. Simonton
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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:18 PM
To: leah.a.hope@abc.com
Subject: Smollett
Attachments: Jussie Smoulett Community Service Letter (1).pdf; Jussie Smoulett Community Service Letter (1).doc

Please see attached...they spelled his name wrong not me.

Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
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e-mail: tandra.simonton@cookcountyil.gov



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Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
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www.rainbowpush.org

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Sent: Tuesday, March 26, 2019 2:20 PM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: Community service documentation

Thanks very much - I am still curious about the specific terms of this agreement. How many hours of community service did he have to put in to fulfill those terms? When was the agreement made, even on a verbal basis, between the prosecution and the defense?

Is there anything on paper at all about the terms of this deal?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 2:01:57 PM
To: Crepeau, Megan
Cc: TANDRA SIMONTON (States Attorney)
Subject: Community service documentation

EXTERNAL SOURCE
Megan,

Per your request, please see below and attached.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's

inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

The Lyric Opera of Chicago, "Chicago Voices" Concert on PBS.

Together with Renee Fleming, Terrence Howard and many others, Jussie would again donate his time and talent and perform at the taping of this show. The show featured many distinguished artists with Chicago roots or a Chicago connection. Chicago Tribune critic Howard Reich indicated in his review of the national broadcast that the performance with Jussie was the highlight of the program.

The Boys & Girls Clubs of Chicago.

Jussie would attend a meeting with me and the Executive Director to try and establish a relationship with this significant national program benefiting children...our efforts are on-going.

The Kennedy Center, Washington, D.C.

Jussie was featured with the National Symphony Orchestra in a concert promoting "sound mental health" and hosted by Renee Fleming.

The Catalyst Circle Rock School, Chicago.

Just this past January, Jussie would meet with the administration, faculty and most importantly, the students of what is one of the largest African-American Primary Schools in America that is dedicated to the arts. The reaction Jussie received was nothing short of inspiring as the children squealed with joy when he surprised them in their classrooms and the faculty and staff were no different. It was both a memorable afternoon and the beginning of what will hopefully be a significant relationship with Jussie and this program.

I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Kelly Bauer <bauerjournalism@gmail.com>
Sent: Tuesday, March 26, 2019 2:22 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Jussie Smollett charges

Thank you, Tandra.

I also wanted to see if the office had any comment on the Fraternal Order of Police calling for Kim Foxx to be investigated over the Smollett investigation?

Thank you,
Kelly

On Tue, Mar 26, 2019 at 10:31 AM TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:
Yes

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:29 AM, Kelly Bauer <bauerjournalism@gmail.com> wrote:

Thank you, Tandra. To ensure our facts are correct: Does that mean he has forfeited \$10,000 to the city?

On Tue, Mar 26, 2019 at 10:27 AM TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:
Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:23 AM, Kelly Bauer <bauerjournalism@gmail.com> wrote:

Hi,

This is Kelly Bauer from Block Club Chicago. I wanted to see if your office could confirm charges have been dropped against Jussie Smollett and/or if the office had comments as to why they have been dropped.

I can be reached at this email or at my cellphone, 847-800-1865.

Thank you,
Kelly

--

Kelly Bauer | Reporter | BlockClubChi.org
Cellphone | [847-800-1865](tel:847-800-1865)
Email | BauerJournalism@Gmail.com
Twitter | [@BauerJournalism](https://twitter.com/BauerJournalism)

--

Kelly Bauer | Reporter | BlockClubChi.org
Cellphone | [847-800-1865](tel:847-800-1865)
Email | BauerJournalism@Gmail.com
Twitter | [@BauerJournalism](https://twitter.com/BauerJournalism)

--

Kelly Bauer | Reporter | BlockClubChi.org
Cellphone | [847-800-1865](tel:847-800-1865)
Email | BauerJournalism@Gmail.com
Twitter | [@BauerJournalism](https://twitter.com/BauerJournalism)

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 2:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: can you confirm the Smollett case file is sealed?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:34 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

Hi Kiera,

I'm writing about the Jussie Smollett case. It's come to my attention that there's a state law saying that Kim Foxx may have made a mistake by letting Cook County assistants cut the deal to drop charges because the case should have been handled by a special prosecutor under state law. (See law below.) And not doing so should make the Smollett deal invalid.

I'd appreciate it if you could give me a call ASAP. Thanks,

Mark Konkol

312.259.5577

(55 ILCS 5/3-9008) (from Ch. 34, par. 3-9008)
Sec. 3-9008. Appointment of attorney to perform duties.

(a-10) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney has an actual conflict of interest in the cause or proceeding. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney has an actual conflict of interest in the cause or proceeding. If the court finds that the petitioner has proven by sufficient facts and evidence that the State's Attorney has an actual conflict of interest in a specific case, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

(a-15) Notwithstanding subsections (a-5) and (a-10) of this Section, the State's Attorney may file a petition to recuse himself or herself from a cause or proceeding for any other reason he or she deems appropriate and the court shall appoint a special prosecutor as provided in this Section.

(a-20) Prior to appointing a private attorney under this Section, the court shall contact public agencies, including, but not limited to, the Office of Attorney General, Office of the State's Attorneys Appellate Prosecutor, or local State's Attorney's Offices throughout the State, to determine a public prosecutor's availability to serve as a special prosecutor at no cost to the county and shall appoint a public agency if they are able and willing to accept the appointment. An attorney so appointed shall have the same power and authority in relation to the cause or proceeding as the State's Attorney would have if present and attending to the cause or proceedings.

--

Mark Konkol
Storyteller|Producer
MONUMENTAL STORIES
Mobile: 312.259.5577

From: Edwards, Brad A <baedwards@cbs.com>
Sent: Tuesday, March 26, 2019 2:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Immediate

Thank you.

Brad Edwards
CBS 2 | WBBM-TV CHICAGO
Investigative Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2272 Office

-----Original Message-----

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 11:36 AM
To: Edwards, Brad A <baedwards@cbs.com>
Subject: Re: Immediate

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor was made acting State's Attorney for this matter after State's Attorney Foxx's recusal.

We standby the Chicago Police Department's investigation and our approval of charges.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 11:09 AM, Edwards, Brad A <baedwards@cbs.com> wrote:
>
> Who made decision to drop Smollett charges?
>
> best,
> be
> @tvbrad

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:37 PM
To: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: Re: statement

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:12:48 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: statement

We did not exonerate Mr. Smollett. The charges were dropped in return for his agreement to do community service and for forfeiting his bond to the city of Chicago. The decision to drop the charges in this case were made under the same criteria that would occur for any defendant. The mere fact that the case was disposed of in an alternative manner does not mean that there were any problems or infirmities in the case or the evidence. We stand by the investigation and we stand by the decision to charge.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Greg Hinz <ghinz@crain.com>
Sent: Tuesday, March 26, 2019 2:38 PM
To: JOSEPH MAGATS (States Attorney)
Subject: this is greg hinz at crain's chicago business

I'd like to talk to you about the Smollett case. Pls. call me at 312-649-5253

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:38 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Important question for deadline story

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:33 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

Hi Kiera,

I'm writing about the Jussie Smollett case. It's come to my attention that there's a state law saying that Kim Foxx may have made a mistake by letting Cook County assistants cut the deal to drop charges because the case should have been handled by a special prosecutor under state law. (See law below.) And not doing so should make the Smollett deal invalid.

I'd appreciate it if you could give me a call ASAP. Thanks,

Mark Konkol

312.259.5577

(55 ILCS 5/3-9008) (from Ch. 34, par. 3-9008)

Sec. 3-9008. Appointment of attorney to perform duties.

(a-10) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney has an actual conflict of interest in the cause or proceeding. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney has an actual conflict of interest in the cause or proceeding. If the court finds that the petitioner has proven by sufficient facts and evidence that the State's Attorney has an actual conflict of interest in a specific case, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

(a-15) Notwithstanding subsections (a-5) and (a-10) of this Section, the State's Attorney may file a petition to recuse himself or herself from a cause or proceeding for any other reason he or she deems appropriate and the court shall appoint a special prosecutor as provided in this Section.

(a-20) Prior to appointing a private attorney under this Section, the court shall contact public agencies, including, but not limited to, the Office of Attorney General, Office of the State's Attorneys Appellate Prosecutor, or local State's Attorney's Offices throughout the State, to determine a public prosecutor's availability to serve as a special prosecutor at no cost to the county and shall appoint a public agency if they are able and willing to accept the appointment. An attorney so appointed shall have the same power and authority in relation to the cause or proceeding as the State's Attorney would have if present and attending to the cause or proceedings.

--

Mark Konkol

Storyteller | Producer

MONUMENTAL STORIES

Mobile: 312.259.5577

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 2:42 PM
To: JOSEPH MAGATS (States Attorney)
Subject: WSJ -- Questions about the Smollett case

Joe —

Have already reached out to the press office but wondering if you might have a few minutes to chat with me or respond to some questions, which I'll lay out below:

-- First, can I reconfirm that Kim Foxx recused herself from the case sometime around Feb. 20? I believe a statement was put out at the time but it never made it my way.

-- Can you give me any more detail about why the charges were dropped? Both the Mayor and the Police Superintendent made statements about political motivation, privilege, and brokered deals, so I want to make sure we give you an opportunity to respond to any of that.

-- I believe your office has said -- but I haven't seen a statement -- that this decision does not exonerate Mr. Smollett. Can I get my hands on that? Why does it not exonerate him?

Any help would be much appreciated.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:43 PM
To: Miles Bryan
Subject: Re: can you confirm the Smollett case file is sealed?

Yes, per the statute. 20 ILCS 2630/5.2(g)(2)

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 2:28 PM
To: TANDRA SIMONTON (States Attorney)
Subject: can you confirm the Smollett case file is sealed?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 2:46 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

Thanks.

Can you tell me exactly what the "community service" that Smollett performed was?

On Tue, Mar 26, 2019 at 11:55 AM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Hi Julie,

Thanks for speaking with us. Here's my contact information.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
[@juliebosman](https://twitter.com/juliebosman)

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:50 PM
To: Tarm, Michael
Subject: Re: Deferred prosecution? RE: Smollett statement

Hi Michael -

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 12:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deferred prosecution? RE: Smollett statement

Hi Tandra,

There is some discrepancy in what it is prosecutors did. The Sun-Times is saying that this was a "deferred prosecution." Isn't that wrong?

Defense says charges dropped and that there was no deal? Is that the case?

We just want to make sure we are accurate in how we report this.

Thanks so much,

Michael

AP

AP

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>**Sent:** Tuesday, March 26, 2019 10:41 AM**To:** Tarm, Michael <mtarm@ap.org>**Subject:** Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

email:tandra.simonton@cookcountyil.govOn Mar 26, 2019, at 10:39 AM, Tarm, Michael <mtarm@ap.org> wrote:

Hi Tandra, Can I possible get the statement from prosecutors on Smollett. Thanks! Michael

<image001.png>

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>**Sent:** Thursday, March 21, 2019 10:09 AM**To:** Tarm, Michael <mtarm@ap.org>**Subject:** Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 21, 2019, at 10:00 AM, Tarm, Michael <mtarm@ap.org> wrote:

Thanks again for getting back to me yesterday.
Question: Do you have the time for R. Kelly's hearing Friday?
Thanks much,
Michael

From: Tarm, Michael
Sent: Wednesday, March 20, 2019 5:20 PM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM

To: TANDRA SIMONTON (States Attorney)

Subject: R. Kelly / Comment

<image001.gif>

Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael

<image002.png>

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

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The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

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communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: Burstein, Rachel <Rachel.Burstein@turner.com>
Sent: Tuesday, March 26, 2019 2:52 PM
To: JOSEPH MAGATS (States Attorney)
Subject: CNN / Don Lemon

Mr. Magats,

I'm with Don Lemon here at CNN. I wanted to see if you might join Don tonight for an interview. We would like to hear your thoughts and perspective on the Smollett case.

Don is in NY but we can easily do this from the Chicago bureau or TV House on LaSalle.

Thank you!
Rachel

Rachel Burstein Parks
Senior Editorial Producer
CNN
(202) 271-1198
rachel.burstein@cnn.com
@RachelBurstein

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:53 PM
To: kate.chappell@nbcuni.com
Subject: follow up re: Smollett

Hi Kate -

You reached out to Robert Foley; below is a statement. Thanks.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Andrew Hough [REDACTED]
Sent: Tuesday, March 26, 2019 2:54 PM
To: KIMBERLY FOXX (States Attorney); APRIL PERRY (States Attorney)
Subject: You people are disgusting and corrupt

Jussie deserves prison.....

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:55 PM
To: Parks, Brad
Subject: Re: CNN/ Joe Magats comments to NYT and Sun Times

Hi Brad -

Statement:

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, March 26, 2019 1:49 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Joe Magats comments to NYT and Sun Times

Hi Tandra,

Joe made a few comments to the NYT – wondering if we could get these on the record from you guys?

"We didn't exonerate him." Magats, the asst state's atty, said he saw no problems with the police investigation or the evidence against Smollett. The charges against Smollett were dropped in return for his agreement to do community service, he said, and for forfeiting his bond to the city of Chicago.

"Here's the thing -- we work to prioritize violent crime and the drivers of violent crime. Public safety is our number one priority. I don't see Jussie Smollett as a threat to public safety."

"We stand behind the investigation, we stand behind the decision to charge him and we stand behind the charges in the case. The mere fact that it was disposed of in an alternative manner does not mean that there were any problems or infirmities in the case or the evidence."

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:57 PM
To: Appleton, Brad (*IC)
Subject: Re: RE TMZ Inquiry

Hi Brad -

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Tuesday, March 26, 2019 11:48 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: RE TMZ Inquiry

Thanks for such a quick reply ... so we are safe in saying the decision was not Kim Foxx's decision, it was Joseph's decision. Is that correct?



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 9:46 AM
To: Appleton, Brad (*IC)
Subject: Re: RE TMZ Inquiry

[CAUTION]

This email originated outside Warner Bros.

First Assistant State's Attorney Joseph Magats, 28 year veteran prosecutor was made acting State's Attorney for this matter after State's Attorney Foxx's recusal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 11:42 AM, Appleton, Brad (*IC) <Brad.Appleton@tmz.com> wrote:

Hi Tandra,

Appreciate you sending us the statement, if Kim had recused herself from the case, who made this decision?

Thanks,

<image001.jpg>

Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:58 PM
To: Bosman, Julie
Subject: Re: Contact info
Attachments: 3.24.19 Jussie Smollett letter.pdf; Jussie Smoulett Community Service Letter (1).doc

Please see the attached and below.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

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Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

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Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 2:46:24 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

Thanks.

Can you tell me exactly what the "community service" that Smollett performed was?

On Tue, Mar 26, 2019 at 11:55 AM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Hi Julie,

Thanks for speaking with us. Here's my contact information.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman



March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

Dear Ms. Brown-Holmes

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Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

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Los Angeles, Calif.
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Peter Brownlie
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Chief Executive Officer

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Carmel, IN

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Marlene McNeese
Houston, Tex.

Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
Telecommunications Project**
727 15th St. NW
Suite 1200
Washington, DC 20005
Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

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Mr. Smollett has expressed a genuine interest in forming a long-term partnership with RPC to assist in building a choir for the broadcast and building the audience and content for the weekly telecast.

We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:00 PM
To: diaza@cbsnews.com
Subject: Re: Contact Info
Attachments: 3.24.19 Jussie Smollett letter.pdf; Jussie Smoulett Community Service Letter (1).doc

Please see attached and below related to community service.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

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Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: KIERA ELLIS (States Attorney)

Sent: Tuesday, March 26, 2019 2:56:52 PM

To: diaza@cbsnews.com

Subject: Contact Info

Kiera S. Ellis

Director of External Affairs

Cook County State's Attorney's Office

69 W. Washington, Suite 3200

Chicago, IL 60602

312.603.5896 and 815-277-6103

Kiera.Ellis@cookcountyil.gov



March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

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Washington, D.C.

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Carmel, IN

Kym Johnson
Addicks, Tex.

Marlene McHeese
Houston, Tex.

Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
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NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
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Phone: (212) 425-7874
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Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:01 PM
To: jhwilliams@cbs.com
Subject: Details on community service
Attachments: 3.24.19 Jussie Smollett letter.pdf; Jussie Smoulett Community Service Letter (1).doc

Hi Jim,

Please see attached and below.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
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March 24, 2019

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Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
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Chicago, IL 60602

Dear Ms. Brown-Holmes

My name is Phill Wilson. I am the founder of the Black AIDS Institute (BAI). Founded in 1999, BAI is the only national HIV/AIDS think tank in the U.S focused exclusively on Black people. With chapters in 20 cities—including Chicago—BAI's mission is to end the HIV/AIDS epidemic in Black communities by engaging and mobilizing leaders, institutions, and individuals in efforts to confront HIV/AIDS in local communities. BAI disseminates information, offers training and capacity building, makes recommendations on both private and public HIV/AIDS policy, provides comprehensive primary community based clinical care in Los Angeles, and conducts mobilization and advocacy.

I am writing this letter on behalf of Jussie Smollett. I met Jussie when he was 15 years. In the two decades that I've known him, he has always conducted himself with honesty, integrity, and basic decency. Long before he was on Empire, before the fame, and before anyone in the public cared what he thought, said, or did, Jussie volunteered his talent and time to helping people, raising awareness and money to fight HIV/AIDS in the U.S. and South Africa. Once his career started to take off, Jussie expanded his activism and charity work to include dozens of non-profit causes. Jussie has been a tireless champion on behalf of LGBTQ people, Black people, immigrants, victims of gun violence, Historically Black Colleges and Universities, and many others. He is currently an active member of the board of directors of the Black AIDS Institute, where he helps the organization with governance, development, and community awareness.

I've worked with countless numbers of celebrities, elected officials and others over the years. I have never worked with anyone who was more willing than Jussie to lend his talent, time, and money to help other people. Jussie doesn't just lend his name. He volunteers his time and pays for his own travel expenses associated with the work he does for the Black AIDS Institute. Small not for profit organizations require supporters to play multiple roles. With one recent fundraiser, Jussie not only served as the event chair. He was the host of the event and lead photographer. At the end of the evening he made a major donation to make sure the organization reached its goal.

I hope this provides you with some insights into the person I know Jussie Smollett to be. Should you need any other information that I might be privy to, I can be reached at Phylltracy@aol.com or via cell at (323) 829-4195.

Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

Executive Committee

Grazell Howard, J.D.
Charlotte, NC
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Peter Brownlie
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Chief Executive Officer

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Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
Telecommunications Project**
727 15th St. NW
Suite 1200
Washington, DC 20005
Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

The Rainbow PUSH Coalition (RPC) is a internationally recognized civil and human rights organization. RPC has been a site for students and others to earn community service hours by assisting us in the implementation of various programs. We are proud to have received the volunteer service from Mr. Jussie Smollett on Saturday, March 23, 2019 and Monday, March 25, 2019. Mr. Smollett is one of the most impactful community service volunteers that we have ever worked with.

During the two work days, Mr. Smollett was actively engaged in the following tasks:

Working with PUSH for Excellence -- our education entity, to provide students interested in participating with the Historic Black College Tour 2019; the importance of discipline, focus and attitudes as they travel across the country. Mr. Smollett spent several hours with the students responding to their questions about both the music and film industry.

Mr. Smollett spent several hours volunteering in our PUSH Freedom store managing sales and encouraging visitors to purchase PUSH gear. At the end of his time in the store, Mr. Smollett met with the staff and gave his suggestions as to how the sales and marketing of the products we have could be enhanced and packaged to reach a younger demographic.

Mr. Smollett spent a significant part of his time reviewing and assessing our television studio and social media production of the weekly broadcast that airs on the IMPACT network, live stream and social media outlets. He suggested ways to improve the broadcast by using different production techniques. His ideas and presence were extremely encouraging to the small crew that produces the broadcast each week.

The final areas of service were meetings with our membership staff and our social media director. His suggestions and assistance in responding to some of our concerns were quite helpful

Mr. Smollett has expressed a genuine interest in forming a long-term partnership with RPC to assist in building a choir for the broadcast and building the audience and content for the weekly telecast.

We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 3:01 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: this is greg hinz at crain's chicago business

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Greg Hinz [<mailto:ghinz@crain.com>]
Sent: Tuesday, March 26, 2019 2:38 PM
To: JOSEPH MAGATS (States Attorney)
Subject: this is greg hinz at crain's chicago business

I'd like to talk to you about the Smollett case. Pls. call me at 312-649-5253

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 3:01 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

Thank you.

Was there a required number of hours of community service?

On Tue, Mar 26, 2019 at 2:58 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Please see the attached and below.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

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Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

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Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 2:46:24 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

Thanks.

Can you tell me exactly what the "community service" that Smollett performed was?

On Tue, Mar 26, 2019 at 11:55 AM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Hi Julie,

Thanks for speaking with us. Here's my contact information.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
[@juliebosman](https://twitter.com/juliebosman)

--

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National Correspondent
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c: 312-519-8784
[@juliebosman](https://twitter.com/juliebosman)

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 3:02 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: WSJ -- Questions about the Smollett case

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Ailworth, Erin [<mailto:erin.ailworth@wsj.com>]
Sent: Tuesday, March 26, 2019 2:42 PM
To: JOSEPH MAGATS (States Attorney)
Subject: WSJ -- Questions about the Smollett case

Joe --

Have already reached out to the press office but wondering if you might have a few minutes to chat with me or respond to some questions, which I'll lay out below:

-- First, can I reconfirm that Kim Foxx recused herself from the case sometime around Feb. 20? I believe a statement was put out at the time but it never made it my way.

-- Can you give me any more detail about why the charges were dropped? Both the Mayor and the Police Superintendent made statements about political motivation, privilege, and brokered deals, so I want to make sure we give you an opportunity to respond to any of that.

-- I believe your office has said -- but I haven't seen a statement -- that this decision does not exonerate Mr. Smollett. Can I get my hands on that? Why does it not exonerate him?

Any help would be much appreciated.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 3:02 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: CNN / Don Lemon

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Burstein, Rachel [<mailto:Rachel.Burstein@turner.com>]
Sent: Tuesday, March 26, 2019 2:52 PM
To: JOSEPH MAGATS (States Attorney)
Subject: CNN / Don Lemon

Mr. Magats,

I'm with Don Lemon here at CNN. I wanted to see if you might join Don tonight for an interview. We would like to hear your thoughts and perspective on the Smollett case.

Don is in NY but we can easily do this from the Chicago bureau or TV House on LaSalle.

Thank you!
Rachel

Rachel Burstein Parks
Senior Editorial Producer
CNN
(202) 271-1198
rachel.burstein@cnn.com
[@RachelBurstein](#)

From: Kathleen Hill <Kathleen.Hill@cityofchicago.org>
Sent: Tuesday, March 26, 2019 3:04 PM
To: RISA LANIER (States Attorney)
Subject: Re: Smollett Order

Thank you, Risa. I assume that the order/remittance only covers the \$10k he posted, not \$100k as the press is reporting?

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From: RISA LANIER (States Attorney) <risa.lanier@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 12:18 PM
To: Kathleen Hill
Cc: JOSEPH MAGATS (States Attorney)
Subject: Smollett Order

Katie,

Please see attached order directing the Clerk of the Circuit court to release the bond to the City of Chicago. I spoke with Charise Valente this morning in terms of what department receives the bond, therefore it was directed to the attention of Natlie Frank at the City of Chicago Department of Law, Suite 600.

Thanks,

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: Chappell, Kate (NBCUniversal) <Kate.Chappell@nbcuni.com>
Sent: Tuesday, March 26, 2019 3:04 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: follow up re: Smollett

Thank you for this! Any response to claims CPD and the mayor's office were not notified of the decision? They say no phone call, found out when media did at graduation ceremony.

Thanks,
Kate Chappell

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 2:53 PM
To: Chappell, Kate (NBCUniversal) <Kate.Chappell@nbcuni.com>
Subject: [EXTERNAL] follow up re: Smollett

Hi Kate -

You reached out to Robert Foley; below is a statement. Thanks.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 3:05 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

I'm trying to understand the community service that you're talking about, because Smollett's reps insist that it was NOT part of the deal.

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Thank you.

Was there a required number of hours of community service?

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Please see the attached and below.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

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Musical Director
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Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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National Correspondent
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c: 312-519-8784
[@juliebosman](https://twitter.com/juliebosman)

--

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--

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From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:06 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: WSJ — Questions about the Smollett case

FYI - I sent her latest statement; up to you if you want to speak to her.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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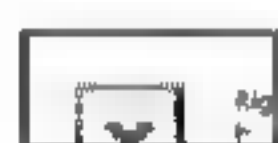
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Any help would be much appreciated.

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Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:06 PM
To: Bosman, Julie
Subject: Re: Contact info

There would be no dismissal of charges without the \$10,000 bond forfeiture to the City of Chicago and the completed community service since being charged.

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 3:04:32 PM
To: KIERA ELLIS (States Attorney)
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I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show

would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 2:46:24 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

Thanks.

Can you tell me exactly what the "community service" that Smollett performed was?

On Tue, Mar 26, 2019 at 11:55 AM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Hi Julie,

Thanks for speaking with us. Here's my contact information.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
[@juliebosman](https://twitter.com/juliebosman)

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:07 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WSJ — Questions about the Smollett case

Did you let her know the recusal date was 2/13?

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:06:04 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: WSJ -- Questions about the Smollett case

FYI - I sent her latest statement; up to you if you want to speak to her.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 3:01 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: WSJ -- Questions about the Smollett case

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Ailworth, Erin [<mailto:erin.ailworth@wsj.com>]
Sent: Tuesday, March 26, 2019 2:42 PM
To: JOSEPH MAGATS (States Attorney)
Subject: WSJ -- Questions about the Smollett case

Joe --

Have already reached out to the press office but wondering if you might have a few minutes to chat with me or respond to some questions, which I'll lay out below:

-- First, can I reconfirm that Kim Foxx recused herself from the case sometime around Feb. 20? I believe a statement was put out at the time but it never made it my way.

-- Can you give me any more detail about why the charges were dropped? Both the Mayor and the Police Superintendent made statements about political motivation, privilege, and brokered deals, so I want to make sure we give you an opportunity to respond to any of that.

-- I believe your office has said -- but I haven't seen a statement -- that this decision does not exonerate Mr. Smollett. Can I get my hands on that? Why does it not exonerate him?

Any help would be much appreciated.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth

MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169

E: erin.ailworth@wsj.com

A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:07 PM
To: KIERA ELLIS (States Attorney)

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:09 PM
To: BERNARD HEADLEY (States Attorney); CHRISTINE CHAN (States Attorney); TA'SHA WILLIAMS (States Attorney)
Cc: MAURICE GREEN (States Attorney); TYLER EDWARDS (States Attorney)
Subject: Statement on Smollet dismissal
Attachments: 19.03.26 - Smollet.docx



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:09 PM
To: leah.a.hope@abc.com
Subject: Fw: Smollett
Attachments: Jussie Smoulett Community Service Letter (1).pdf; Jussie Smoulett Community Service Letter (1).doc

Dear Ms. Holmes..

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

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Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

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Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra
20th Century Fox TV
312-644-0600
708-267-2223 (cell)
312-644-4640 (fax)
The Grand Ohio Building
211 E. Ohio Street
Suite 2124
Chicago, IL 60611

"The greater danger for most of us lies not in setting our aim too high and falling short; but in setting our aim too low, and achieving our mark." Michelangelo

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 2:18 PM
To: leah.a.hope@abc.com
Subject: Smollett

Please see attached...they spelled his name wrong not me.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
Telecommunications Project**
727 15th St. NW
Suite 1200
Washington, DC 20005
Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

The Rainbow PUSH Coalition (RPC) is a internationally recognized civil and human rights organization. RPC has been a site for students and others to earn community service hours by assisting us in the implementation of various programs. We are proud to have received the volunteer service from Mr. Jussie Smollett on Saturday, March 23, 2019 and Monday, March 25, 2019. Mr. Smollett is one of the most impactful community service volunteers that we have ever worked with.

During the two work days, Mr. Smollett was actively engaged in the following tasks:

Working with PUSH for Excellence -- our education entity, to provide students interested in participating with the Historic Black College Tour 2019; the importance of discipline, focus and attitudes as they travel across the country. Mr. Smollett spent several hours with the students responding to their questions about both the music and film industry.

Mr. Smollett spent several hours volunteering in our PUSH Freedom store managing sales and encouraging visitors to purchase PUSH gear. At the end of his time in the store, Mr. Smollett met with the staff and gave his suggestions as to how the sales and marketing of the products we have could be enhanced and packaged to reach a younger demographic.

Mr. Smollett spent a significant part of his time reviewing and assessing our television studio and social media production of the weekly broadcast that airs on the IMPACT network, live stream and social media outlets. He suggested ways to improve the broadcast by using different production techniques. His ideas and presence were extremely encouraging to the small crew that produces the broadcast each week.

The final areas of service were meetings with our membership staff and our social media director. His suggestions and assistance in responding to some of our concerns were quite helpful

Mr. Smollett has expressed a genuine interest in forming a long-term partnership with RPC to assist in building a choir for the broadcast and building the audience and content for the weekly telecast.

We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org



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March 25, 2019

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Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:09 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: WSJ — Questions about the Smollett case

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:06 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: WSJ -- Questions about the Smollett case

Did you let her know the recusal date was 2/13?

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:06:04 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: WSJ — Questions about the Smollett case

FYI - I sent her latest statement; up to you if you want to speak to her.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 3:01 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: WSJ -- Questions about the Smollett case

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Ailworth, Erin [<mailto:erin.ailworth@wsj.com>]
Sent: Tuesday, March 26, 2019 2:42 PM

To: JOSEPH MAGATS (States Attorney)
Subject: WSJ -- Questions about the Smollett case

Joe --

Have already reached out to the press office but wondering if you might have a few minutes to chat with me or respond to some questions, which I'll lay out below:

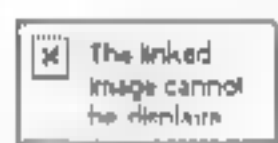
- First, can I reconfirm that Kim Foxx recused herself from the case sometime around Feb. 20? I believe a statement was put out at the time but it never made it my way.
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Any help would be much appreciated.

-- Erin

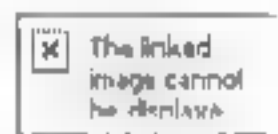
* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:10 PM
To: Chappell, Kate (NBCUniversal)
Subject: Re: follow up re: Smollett

State's Attorney Foxx recused herself on Feb. 13, 2019.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Chappell, Kate (NBCUniversal) <Kate.Chappell@nbcuni.com>
Sent: Tuesday, March 26, 2019 3:04 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: follow up re: Smollett

Thank you for this! Any response to claims CPD and the mayor's office were not notified of the decision? They say no phone call, found out when media did at graduation ceremony.

Thanks,
Kate Chappell

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 2:53 PM
To: Chappell, Kate (NBCUniversal) <Kate.Chappell@nbcuni.com>
Subject: [EXTERNAL] follow up re: Smollett

Hi Kate -

You reached out to Robert Foley; below is a statement. Thanks.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

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From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:10 PM
To: Bosman, Julie
Subject: Re: Contact info

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:06:17 PM
To: Bosman, Julie
Subject: Re: Contact info

There would be no dismissal of charges without the \$10,000 bond forfeiture to the City of Chicago and the completed community service since being charged.

From: Bosman, Julie <bosman@nytimes.com>
Sent: Tuesday, March 26, 2019 3:04:32 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Contact info

I'm trying to understand the community service that you're talking about, because Smollett's reps insist that it was NOT part of the deal.

On Tue, Mar 26, 2019 at 3:01 PM Bosman, Julie <bosman@nytimes.com> wrote:
Thank you.
Was there a required number of hours of community service?

On Tue, Mar 26, 2019 at 2:58 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Please see the attached and below.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this

entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

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Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Bosman, Julie <bosman@nytimes.com>

Sent: Tuesday, March 26, 2019 2:46:24 PM

To: KIERA ELLIS (States Attorney)

Subject: Re: Contact info

Thanks.

Can you tell me exactly what the "community service" that Smollett performed was?

On Tue, Mar 26, 2019 at 11:55 AM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:
Hi Julie,

Thanks for speaking with us. Here's my contact information.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman

--

Julie Bosman
National Correspondent
The New York Times
c: 312-519-8784
@juliebosman

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:12 PM
To: Williams, James H
Subject: Smollett community service info
Attachments: Jussie Smoulett Community Service Letter (1).doc; Jussie Smoulett Community Service Letter (1).pdf

Hi Jim -

Please see attached. Thanks.

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

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Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

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Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra
20th Century Fox TV
312-644-0600
708-267-2223 (cell)
312-644-4640 (fax)
The Grand Ohio Building
211 E. Ohio Street

Suite 2124
Chicago, IL 60611

"The greater danger for most of us lies not in setting our aim too high and falling short; but in setting our aim too low, and achieving our mark." Michelangelo

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
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727 15th St. NW
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Washington, DC 20005
Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

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Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

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Community Services
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Martin L. King, *Chairman*
www.rainbowpush.org

From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Tuesday, March 26, 2019 3:14 PM
To: KIERA ELLIS (States Attorney)
Subject: Can I get copies of the PUSH letter

... about Smollett's community service?

--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
@agrimm34
30 N Racine Ave., Suite 300, Chicago, IL 60607

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:15 PM
To: Grimm, Andrew
Subject: Re: Can I get copies of the PUSH letter
Attachments: 3.24.19 Jussie Smollett letter.pdf; Jussie Smoulett Community Service Letter (1).doc

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

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Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Grimm, Andrew <agrimm@suntimes.com>

Sent: Tuesday, March 26, 2019 3:13:32 PM

To: KIERA ELLIS (States Attorney)
Subject: Can I get copies of the PUSH letter

... about Smollett's community service?

--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
@agrimm34
30 N Racine Ave., Suite 300, Chicago, IL 60607



March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

Dear Ms. Brown-Holmes

My name is Phill Wilson. I am the founder of the Black AIDS Institute (BAI). Founded in 1999, BAI is the only national HIV/AIDS think tank in the U.S focused exclusively on Black people. With chapters in 20 cities—including Chicago—BAI's mission is to end the HIV/AIDS epidemic in Black communities by engaging and mobilizing leaders, institutions, and individuals in efforts to confront HIV/AIDS in local communities. BAI disseminates information, offers training and capacity building, makes recommendations on both private and public HIV/AIDS policy, provides comprehensive primary community based clinical care in Los Angeles, and conducts mobilization and advocacy.

I am writing this letter on behalf of Jussie Smollett. I met Jussie when he was 15 years. In the two decades that I've known him, he has always conducted himself with honesty, integrity, and basic decency. Long before he was on Empire, before the fame, and before anyone in the public cared what he thought, said, or did, Jussie volunteered his talent and time to helping people, raising awareness and money to fight HIV/AIDS in the U.S. and South Africa. Once his career started to take off, Jussie expanded his activism and charity work to include dozens of non-profit causes. Jussie has been a tireless champion on behalf of LGBTQ people, Black people, immigrants, victims of gun violence, Historically Black Colleges and Universities, and many others. He is currently an active member of the board of directors of the Black AIDS Institute, where he helps the organization with governance, development, and community awareness.

I've worked with countless numbers of celebrities, elected officials and others over the years. I have never worked with anyone who was more willing than Jussie to lend his talent, time, and money to help other people. Jussie doesn't just lend his name. He volunteers his time and pays for his own travel expenses associated with the work he does for the Black AIDS Institute. Small not for profit organizations require supporters to play multiple roles. With one recent fundraiser, Jussie not only served as the event chair. He was the host of the event and lead photographer. At the end of the evening he made a major donation to make sure the organization reached its goal.

I hope this provides you with some insights into the person I know Jussie Smollett to be. Should you need any other information that I might be privy to, I can be reached at Phylltracy@aol.com or via cell at (323) 829-4195.

Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

Executive Committee

Grazell Howard, J.D.
Charlotte, NC
Chair

Vanessa Williams
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Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

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Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: Diaz, Adriana <DiazA@cbsnews.com>
Sent: Tuesday, March 26, 2019 3:16 PM
To: KIERA ELLIS (States Attorney)
Cc: Brooks, Charlie S.; Mowjood, Sharaf; Williams, James H
Subject: Re: Contact Info

Thank you so much Kiera. Joseph told Jim that the community service that contributed to the dropped charges was his work with rainbow push. Just wanted to reconfirm that his work with rainbow push is what contributed to his dropped charges (not other past volunteer outlined below with kennedy forum, boys and girls club etc).

Thank you so much. And appreciate the cell phone number. Mine is 646.427.4747.

On Mar 26, 2019, at 3:00 PM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Please see attached and below related to community service.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

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Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:56:52 PM
To: diaza@cbsnews.com
Subject: Contact Info

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896 and 815-277-6103
Kiera.Ellis@cookcountyil.gov
<3.24.19 Jussie Smollett letter.pdf>
<Jussie Smoulett Community Service Letter (1).doc>

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:16 PM
To: Diaz, Adriana
Cc: Brooks, Charlie S.; Mowjood, Sharaf; Williams, James H
Subject: Re: Contact Info

The volunteer work completed after he was charged was part of the agreement.

From: Diaz, Adriana <DiazA@cbsnews.com>
Sent: Tuesday, March 26, 2019 3:15:35 PM
To: KIERA ELLIS (States Attorney)
Cc: Brooks, Charlie S.; Mowjood, Sharaf; Williams, James H
Subject: Re: Contact Info

Thank you so much Kiera. Joseph told Jim that the community service that contributed to the dropped charges was his work with rainbow push. Just wanted to reconfirm that his work with rainbow push is what contributed to his dropped charges (not other past volunteer outlined below with kennedy forum, boys and girls club etc).

Thank you so much. And appreciate the cell phone number. Mine is [REDACTED].

On Mar 26, 2019, at 3:00 PM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Please see attached and below related to community service.

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

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Attachments: 3.24.19 Jussie Smollett letter.pdf; Jussie Smoulett Community Service Letter (1).doc

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From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 3:15:47 PM

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Sent: Tuesday, March 26, 2019 3:15 PM

To: 'tandra.simonton@cookcountyil.gov' <tandra.simonton@cookcountyil.gov>

Subject: is there a letter from rainbow push youall released?

Miles Bryan | Reporter

O 312.948.4886 C 612.720.0628

WBEZ **91.5** Chicago Public Media

Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611



March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

Dear Ms. Brown-Holmes

My name is Phill Wilson. I am the founder of the Black AIDS Institute (BAI). Founded in 1999, BAI is the only national HIV/AIDS think tank in the U.S focused exclusively on Black people. With chapters in 20 cities—including Chicago—BAI's mission is to end the HIV/AIDS epidemic in Black communities by engaging and mobilizing leaders, institutions, and individuals in efforts to confront HIV/AIDS in local communities. BAI disseminates information, offers training and capacity building, makes recommendations on both private and public HIV/AIDS policy, provides comprehensive primary community based clinical care in Los Angeles, and conducts mobilization and advocacy.

I am writing this letter on behalf of Jussie Smollett. I met Jussie when he was 15 years. In the two decades that I've known him, he has always conducted himself with honesty, integrity, and basic decency. Long before he was on Empire, before the fame, and before anyone in the public cared what he thought, said, or did, Jussie volunteered his talent and time to helping people, raising awareness and money to fight HIV/AIDS in the U.S. and South Africa. Once his career started to take off, Jussie expanded his activism and charity work to include dozens of non-profit causes. Jussie has been a tireless champion on behalf of LGBTQ people, Black people, immigrants, victims of gun violence, Historically Black Colleges and Universities, and many others. He is currently an active member of the board of directors of the Black AIDS Institute, where he helps the organization with governance, development, and community awareness.

I've worked with countless numbers of celebrities, elected officials and others over the years. I have never worked with anyone who was more willing than Jussie to lend his talent, time, and money to help other people. Jussie doesn't just lend his name. He volunteers his time and pays for his own travel expenses associated with the work he does for the Black AIDS Institute. Small not for profit organizations require supporters to play multiple roles. With one recent fundraiser, Jussie not only served as the event chair. He was the host of the event and lead photographer. At the end of the evening he made a major donation to make sure the organization reached its goal.

I hope this provides you with some insights into the person I know Jussie Smollett to be. Should you need any other information that I might be privy to, I can be reached at Phylltracy@aol.com or via cell at (323) 829-4195.

Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

Executive Committee

Grazell Howard, J.D.
Charlotte, NC
Chair

Vanessa Williams
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First Vice Chair

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Carmel, IN

Kym Johnson
Addicks, Tex.

Marlene McHeese
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Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
Telecommunications Project**
727 15th St. NW
Suite 1200
Washington, DC 20005
Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

The Rainbow PUSH Coalition (RPC) is a internationally recognized civil and human rights organization. RPC has been a site for students and others to earn community service hours by assisting us in the implementation of various programs. We are proud to have received the volunteer service from Mr. Jussie Smollett on Saturday, March 23, 2019 and Monday, March 25, 2019. Mr. Smollett is one of the most impactful community service volunteers that we have ever worked with.

During the two work days, Mr. Smollett was actively engaged in the following tasks:

Working with PUSH for Excellence -- our education entity, to provide students interested in participating with the Historic Black College Tour 2019; the importance of discipline, focus and attitudes as they travel across the country. Mr. Smollett spent several hours with the students responding to their questions about both the music and film industry.

Mr. Smollett spent several hours volunteering in our PUSH Freedom store managing sales and encouraging visitors to purchase PUSH gear. At the end of his time in the store, Mr. Smollett met with the staff and gave his suggestions as to how the sales and marketing of the products we have could be enhanced and packaged to reach a younger demographic.

Mr. Smollett spent a significant part of his time reviewing and assessing our television studio and social media production of the weekly broadcast that airs on the IMPACT network, live stream and social media outlets. He suggested ways to improve the broadcast by using different production techniques. His ideas and presence were extremely encouraging to the small crew that produces the broadcast each week.

The final areas of service were meetings with our membership staff and our social media director. His suggestions and assistance in responding to some of our concerns were quite helpful

Mr. Smollett has expressed a genuine interest in forming a long-term partnership with RPC to assist in building a choir for the broadcast and building the audience and content for the weekly telecast.

We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 3:18 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: is there a letter from rainbow push you all released?

Do these two days of work satisfy the demands of the alternative prosecution agreement?

From: KIERA ELLIS (States Attorney) [mailto:KIERA.ELLIS@cookcountyil.gov]
Sent: Tuesday, March 26, 2019 3:17 PM
To: Miles Bryan <mbryan@wbez.org>
Subject: Re: is there a letter from rainbow push you all released?

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
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Subject: is there a letter from rainbow push youall released?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:19 PM
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After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

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Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 3:20 PM
To: Miles Bryan
Subject: Re: is there a letter from rainbow push youall released?
Attachments: Jussie Smoulett Community Service Letter (1).pdf; Jussie Smoulett Community Service Letter (1).doc

Here are the letters:

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

The Lyric Opera of Chicago, "Chicago Voices" Concert on PBS.

Together with Renee Fleming, Terrence Howard and many others, Jussie would again donate his time and talent and perform at the taping of this show. The show featured many distinguished artists with Chicago roots or a Chicago connection. Chicago Tribune critic Howard Reich indicated in his review of the national broadcast that the performance with Jussie was the highlight of the program.

The Boys & Girls Clubs of Chicago.

Jussie would attend a meeting with me and the Executive Director to try and establish a relationship with this significant national program benefiting children...our efforts are on-going.

The Kennedy Center, Washington, D.C.

Jussie was featured with the National Symphony Orchestra in a concert promoting "sound mental health" and hosted by Renee Fleming.

The Catalyst Circle Rock School, Chicago.

Just this past January, Jussie would meet with the administration, faculty and most importantly, the students of what is one of the largest African-American Primary Schools in America that is dedicated to the arts. The reaction Jussie received was nothing short of inspiring as the children squealed with joy when he surprised them in their classrooms and the faculty and staff were no different. It was both a memorable afternoon and the beginning of what will hopefully be a significant relationship with Jussie and this program.

I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra
20th Century Fox TV
312-644-0600
708-267-2223 (cell)
312-644-4640 (fax)
The Grand Ohio Building
211 E. Ohio Street
Suite 2124
Chicago, IL 60611

"The greater danger for most of us lies not in setting our aim too high and falling short; but in setting our aim too low, and achieving our mark." Michelangelo

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Miles Bryan <mbryan@wbez.org>
Sent: Tuesday, March 26, 2019 3:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: is there a letter from rainbow push youall released?

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
Telecommunications Project**
727 15th St. NW
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Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

The Rainbow PUSH Coalition (RPC) is a internationally recognized civil and human rights organization. RPC has been a site for students and others to earn community service hours by assisting us in the implementation of various programs. We are proud to have received the volunteer service from Mr. Jussie Smollett on Saturday, March 23, 2019 and Monday, March 25, 2019. Mr. Smollett is one of the most impactful community service volunteers that we have ever worked with.

During the two work days, Mr. Smollett was actively engaged in the following tasks:

Working with PUSH for Excellence -- our education entity, to provide students interested in participating with the Historic Black College Tour 2019; the importance of discipline, focus and attitudes as they travel across the country. Mr. Smollett spent several hours with the students responding to their questions about both the music and film industry.

Mr. Smollett spent several hours volunteering in our PUSH Freedom store managing sales and encouraging visitors to purchase PUSH gear. At the end of his time in the store, Mr. Smollett met with the staff and gave his suggestions as to how the sales and marketing of the products we have could be enhanced and packaged to reach a younger demographic.

Mr. Smollett spent a significant part of his time reviewing and assessing our television studio and social media production of the weekly broadcast that airs on the IMPACT network, live stream and social media outlets. He suggested ways to improve the broadcast by using different production techniques. His ideas and presence were extremely encouraging to the small crew that produces the broadcast each week.

The final areas of service were meetings with our membership staff and our social media director. His suggestions and assistance in responding to some of our concerns were quite helpful

Mr. Smollett has expressed a genuine interest in forming a long-term partnership with RPC to assist in building a choir for the broadcast and building the audience and content for the weekly telecast.

We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org



NATIONAL HEADQUARTERS

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March 25, 2019

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2616 South Loop West
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Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

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We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

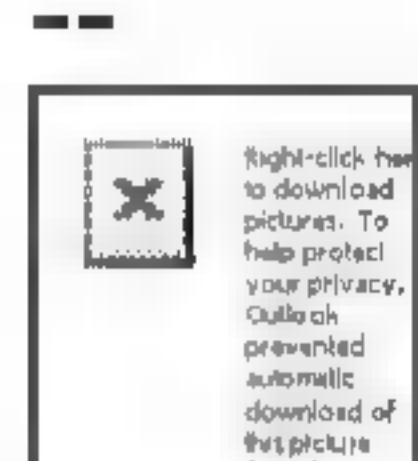
From: Melissa Segura <melissa.segura@buzzfeed.com>
Sent: Tuesday, March 26, 2019 3:31 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Quick clarifying question on Smollett case

Hi, Tandra:

I know you're swamped so I'll be quick:

Is what were dealing with in the Smollett case actually dropped charges or a diversion plea?

Many thanks,



Melissa Segura | BuzzFeed News | Reporter | (505) 670-1683 | @MelissaDSegura
111 East 18th St., NY, NY 10003

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 3:32 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Deferred prosecution? RE: Smollett statement

Can you say what community work Smollett did and how many hours?

AP

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 2:50 PM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Deferred prosecution? RE: Smollett statement

Hi Michael -

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 12:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deferred prosecution? RE: Smollett statement

Hi Tandra,

There is some discrepancy in what it is prosecutors did. The Sun-Times is saying that this was a "deferred prosecution." Isn't that wrong?

Defense says charges dropped and that there was no deal? Is that the case?

We just want to make sure we are accurate in how we report this.

Thanks so much,

Michael



Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:41 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the

community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:39 AM, Tarm, Michael <mtarm@ap.org> wrote:

Hi Tandra, Can I possible get the statement from prosecutors on Smollett. Thanks! Michael

<image001.png>

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 21, 2019 10:09 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 21, 2019, at 10:00 AM, Tarm, Michael <mtarm@ap.org> wrote:

Thanks again for getting back to me yesterday.
Question: Do you have the time for R. Kelly's hearing Friday?
Thanks much,
Michael

From: Tarm, Michael
Sent: Wednesday, March 20, 2019 5:20 PM

To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly / Comment

<image001.gif>
Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael

<image002.png>

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

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communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

From: RISA LANIER (States Attorney)
Sent: Tuesday, March 26, 2019 3:33 PM
To: Kathleen Hill
Subject: Re: Smollett Order

correct

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: Kathleen Hill <Kathleen.Hill@cityofchicago.org>
Sent: Tuesday, March 26, 2019 3:03:58 PM
To: RISA LANIER (States Attorney)
Subject: Re: Smollett Order

Thank you, Risa. I assume that the order/remittance only covers the \$10k he posted, not \$100k as the press is reporting?

Get [Outlook for iOS](#)

From: RISA LANIER (States Attorney) <risa.lanier@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 12:18 PM
To: Kathleen Hill
Cc: JOSEPH MAGATS (States Attorney)
Subject: Smollett Order

Katie,

Please see attached order directing the Clerk of the Circuit court to release the bond to the City of Chicago. I spoke with Charise Valente this morning in terms of what department receives the bond, therefore it was directed to the attention of Natlie Frank at the City of Chicago Department of Law, Suite 600.

Thanks,

Risa Lanier

**Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax**

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From: Amanda Vinicky <avinicky@wttw.com>
Sent: Tuesday, March 26, 2019 3:33 PM
To: ROBERT FOLEY (States Attorney); Paris Schutz; Matthew Masterson; Mary Field
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: RE-FLAGGING, QUESTIONS -> RE: Magats interview

Hi, all –

Given the high-profile nature of this case, I'm sure you understand our urgency in seeking more than a short statement (which, again, I'm requesting from your office; I've now seen a couple, neither of which to my knowledge have been received by any WTTW reporters) as to what went on in the Smollett case.

Clearly, your office has given interviews on this subject to other media organizations. As a long-standing Chicago public media outlet – WTTW of course would like – and as with other local news programs – would expect the same respect and courtesy, so our audience can likewise have an understanding of a complex case that has immense public interest.

Can you please also clarify:

- Given SA Foxx's recusal from the case, was she aware of the plan to drop all charges? Did she have any say? Was solely Assistant SA Magat's call?
- How long was this deal being worked out? When was the decision made to drop all charges?
- Precisely why did the prosecution seek to drop all charges?
- Was the police department consulted on this decision? If not, why not? Is that typical?
- What can be made of the "agreement" by Smollett to forfeit his bond?
- Is the dropping of all charges an exoneration of Smollett?
- If not, why was no deal made in which he did not have to agree to some level of culpability or issue an apology?
- Precisely what "community service" was part of the deal? Hours? Local volunteering? Where?
- Reaction to the call by the FOP President for an investigation into the State's Attorney's office?

Obviously we would prefer to have any of these questions answered on-set or in an on-camera interview.

-Amanda

Amanda Vinicky | Correspondent, *Chicago Tonight*
wttw
5400 N St Louis Ave | Chicago IL 60625
o: 773.509.5461
c: 773.217.0316
e: avinicky@wttw.com
twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

From: Amanda Vinicky
Sent: Tuesday, March 26, 2019 2:22 PM
To: 'ROBERT FOLEY (States Attorney)' <ROBERT.FOLEY@cookcountyil.gov>; Paris Schutz <pschutz@wttw.com>; Matthew Masterson <mmasterson@wttw.com>
Cc: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney)

<tandra.simonton@cookcountyil.gov>

Subject: RE: Magats interview

Hi, all -

Repeating and emphasizing urgency in Paris's request for ASA Magats, either on set at 7 p.m. or this afternoon. If the latter, can we please arrange ASAP given deadline/travel times?

Also, I know the SA's office put out a statement, but can you please send it via email so we have it straight from your office?

Amanda Vinicky | Correspondent, *Chicago Tonight*
wttw

5400 N St Louis Ave | Chicago IL 60625

o: 773.509.5461

c: 773.217.0316

e: avinicky@wttw.com

twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>

Sent: Tuesday, March 26, 2019 2:11 PM

To: Paris Schutz <pschutz@wttw.com>

Cc: Amanda Vinicky <avinicky@wttw.com>; KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Subject: Re: Magats interview

Adding Kiera and Tandra

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 2:09 PM, Paris Schutz <pschutz@wttw.com> wrote:

Can we set something up, either with Amanda in the field in the studio at 7pm?

Thanks

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:38 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Important question for deadline story

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:33 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

Hi Kiera,

I'm writing about the Jussie Smollett case. It's come to my attention that there's a state law saying that Kim Foxx may have made a mistake by letting Cook County assistants cut the deal to drop charges because the

case should have been handled by a special prosecutor under state law. (See law below.) And not doing so should make the Smollett deal invalid.

I'd appreciate it if you could give me a call ASAP. Thanks,

Mark Konkol

312.259.5577

(55 ILCS 5/3-9008) (from Ch. 34, par. 3-9008)

Sec. 3-9008. Appointment of attorney to perform duties.

(a-10) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney has an actual conflict of interest in the cause or proceeding. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney has an actual conflict of interest in the cause or proceeding. If the court finds that the petitioner has proven by sufficient facts and evidence that the State's Attorney has an actual conflict of interest in a specific case, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

(a-15) Notwithstanding subsections (a-5) and (a-10) of this Section, the State's Attorney may file a petition to recuse himself or herself from a cause or proceeding for any other reason he or she deems appropriate and the court shall appoint a special prosecutor as provided in this Section.

(a-20) Prior to appointing a private attorney under this Section, the court shall contact public agencies, including, but not limited to, the Office of Attorney General, Office of the State's Attorneys Appellate Prosecutor, or local State's Attorney's Offices throughout the State, to determine a public prosecutor's availability to serve as a special prosecutor at no cost to the county and shall appoint a public agency if they are able and willing to accept the appointment. An attorney so appointed shall have the same power and authority in relation to the cause or proceeding as the State's Attorney would have if present and attending to the cause or proceedings.

--

Mark Konkol

Storyteller|Producer

MONUMENTAL STORIES

Mobile: 312.259.5577

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 3:37 PM
To: Amanda Vinicky
Subject: Re: RE-FLAGGING, QUESTIONS -> RE: Magats interview

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

From: Amanda Vinicky <avinicky@wttw.com>
Sent: Tuesday, March 26, 2019 3:33:02 PM
To: ROBERT FOLEY (States Attorney); Paris Schutz; Matthew Masterson; Mary Field
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: RE-FLAGGING, QUESTIONS -> RE: Magats interview

Hi, all –

Given the high-profile nature of this case, I'm sure you understand our urgency in seeking more than a short statement (which, again, I'm requesting from your office; I've now seen a couple, neither of which to my knowledge have been received by any WTTW reporters) as to what went on in the Smollett case.

Clearly, your office has given interviews on this subject to other media organizations. As a long-standing Chicago public media outlet – WTTW of course would like – and as with other local news programs – would expect the same respect and courtesy, so our audience can likewise have an understanding of a complex case that has immense public interest.

Can you please also clarify:

- Given SA Foxx's recusal from the case, was she aware of the plan to drop all charges? Did she have any say? Was solely Assistant SA Magat's call?
- How long was this deal being worked out? When was the decision made to drop all charges?
- Precisely why did the prosecution seek to drop all charges?
- Was the police department consulted on this decision? If not, why not? Is that typical?
- What can be made of the "agreement" by Smollett to forfeit his bond?
- Is the dropping of all charges an exoneration of Smollett?
- If not, why was no deal made in which he did not have to agree to some level of culpability or issue an apology?
- Precisely what "community service" was part of the deal? Hours? Local volunteering? Where?
- Reaction to the call by the FOP President for an investigation into the State's Attorney's office?

Obviously we would prefer to have any of these questions answered on-set or in an on-camera interview.

-Amanda

Amanda Vinicky | Correspondent, *Chicago Tonight*
wttw

5400 N St Louis Ave | Chicago IL 60625
o: 773.509.5461
c: 773.217.0316
e: avinicky@wttw.com
twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

From: Amanda Vinicky
Sent: Tuesday, March 26, 2019 2:22 PM
To: 'ROBERT FOLEY (States Attorney)' <ROBERT.FOLEY@cookcountyil.gov>; Paris Schutz <pschutz@wttw.com>; Matthew Masterson <mmasterson@wttw.com>
Cc: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: RE: Magats interview

Hi, all -

Repeating and emphasizing urgency in Paris's request for ASA Magats, either on set at 7 p.m. or this afternoon. If the latter, can we please arrange ASAP given deadline/travel times?

Also, I know the SA's office put out a statement, but can you please send it via email so we have it straight from your office?

Amanda Vinicky | Correspondent, *Chicago Tonight*
[wttw](#)
5400 N St Louis Ave | Chicago IL 60625
o: 773.509.5461
c: 773.217.0316
e: avinicky@wttw.com
twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

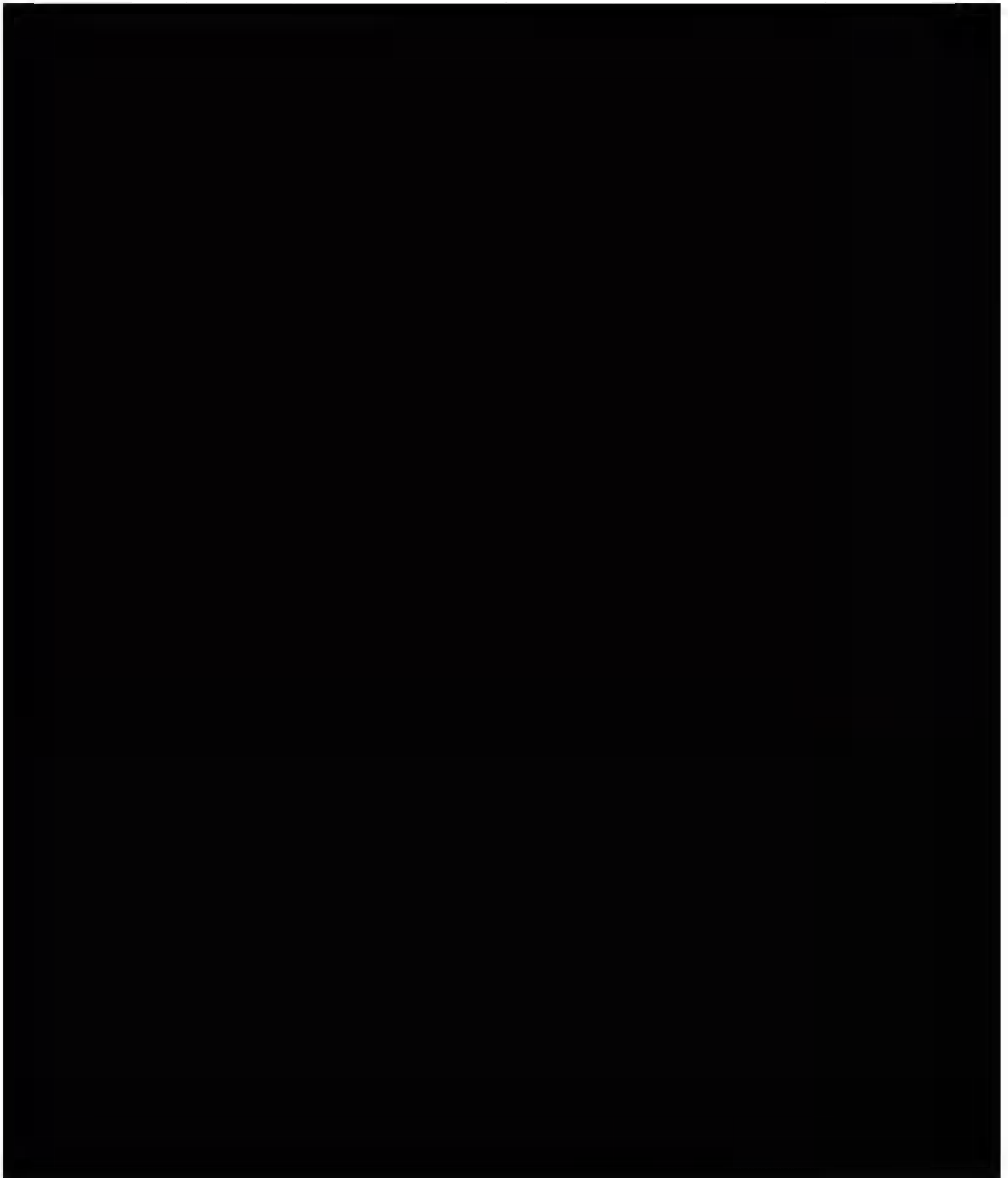
From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 2:11 PM
To: Paris Schutz <pschutz@wttw.com>
Cc: Amanda Vinicky <avinicky@wttw.com>; KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: Magats interview

Adding Kiera and Tandra

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: (312) 802-1525

On Mar 26, 2019, at 2:09 PM, Paris Schutz <pschutz@wttw.com> wrote:

Can we set something up, either with Amanda in the field in the studio at 7pm?
Thanks



From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:38 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Important question for deadline story

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:33 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

Hi Kiera,

I'm writing about the Jussie Smollett case. It's come to my attention that there's a state law saying that Kim Foxx may have made a mistake by letting Cook County assistants cut the deal to drop charges because the case should have been handled by a special prosecutor under state law. (See law below.) And not doing so should make the Smollett deal invalid.

I'd appreciate it if you could give me a call ASAP. Thanks,

Mark Konkol

312.259.5577

(55 ILCS 5/3-9008) (from Ch. 34, par. 3-9008)

Sec. 3-9008. Appointment of attorney to perform duties.

(a-10) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney has an actual conflict of interest in the cause or proceeding. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney has an actual conflict of interest in the cause or proceeding. If the court finds that the petitioner has proven by sufficient facts and evidence that the State's Attorney has an actual conflict of interest in a specific case, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

(a-15) Notwithstanding subsections (a-5) and (a-10) of this Section, the State's Attorney may file a petition to recuse himself or herself from a cause or proceeding for any other reason he or she deems appropriate and the court shall appoint a special prosecutor as provided in this Section.

(a-20) Prior to appointing a private attorney under this Section, the court shall contact public agencies, including, but not limited to, the Office of Attorney General, Office of the State's Attorneys Appellate Prosecutor, or local State's Attorney's Offices throughout the State, to determine a public prosecutor's availability to serve as a special prosecutor at no cost to the county and shall appoint a public agency if they are able and willing to accept the appointment. An attorney so appointed shall have the same power and authority in relation to the cause or proceeding as the State's Attorney would have if present and attending to the cause or proceedings.

--

Mark Konkol

Storyteller|Producer
MONUMENTAL STORIES
Mobile: 312.259.5577

From: Kathleen Hill <Kathleen.Hill@cityofchicago.org>
Sent: Tuesday, March 26, 2019 3:48 PM
To: RISA LANIER (States Attorney)
Subject: Re: Smollett Order

Thanks

Get [Outlook for iOS](#)

From: RISA LANIER (States Attorney) <risa.lanier@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 3:32:45 PM
To: Kathleen Hill
Subject: Re: Smollett Order

correct

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: Kathleen Hill <Kathleen.Hill@cityofchicago.org>
Sent: Tuesday, March 26, 2019 3:03:58 PM
To: RISA LANIER (States Attorney)
Subject: Re: Smollett Order

Thank you, Risa. I assume that the order/remittance only covers the \$10k he posted, not \$100k as the press is reporting?

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From: RISA LANIER (States Attorney) <risa.lanier@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 12:18 PM
To: Kathleen Hill
Cc: JOSEPH MAGATS (States Attorney)
Subject: Smollett Order

Katie,

Please see attached order directing the Clerk of the Circuit court to release the bond to the City of Chicago. I spoke with Charise Valente this morning in terms of what department receives the bond, therefore it was directed to the attention of Natlie Frank at the City of Chicago Department of Law, Suite 600.

Thanks,

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Tuesday, March 26, 2019 3:50 PM
To: ROBERT FOLEY (States Attorney)
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: ABC/Good Morning America Intv Request

No worries. Thanks so much ladies. Know you're crazed with interviews.
Let me know if there's anyway to fit in GMA tomorrow morning, whenever you get to this request.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

Sent from my iPhone

On Mar 26, 2019, at 12:20 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Sorry, forgot to add them.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:18 AM, Robert Foley <Robert.Foley@cookcountyil.gov> wrote:

Hi Stephanie—

I am adding Kiera and Tandra.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:07 AM, Wash, Stephanie <Stephanie.Wash@abc.com> wrote:

Hi Robert,

Know it's quite a day, but would like to reiterate our request below.

I know you all are busy, so will keep it short. I would like to re-submit our request to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow morning regarding the Smollett case. We have also submitted a requested for State's Attorney Kim Foxx.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Wednesday, February 20, 2019 7:57 PM
To: ROBERT FOLEY
Subject: ABC/Good Morning America Intv Request

Hi Robert,

I know you must be crazed, because I'm crazed.

I would like to submit a formal request for ABC to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow. We can do a live shot from the SAO - and do it live or pretape.

If he's not available in the morning, is he available to tape briefly with ABC anytime tomorrow? This would air across the ABC network. If he's available to appear exclusively, we'd welcome that of course.

Please feel free to email or call 24/7 if you have any questions about this request. I am available at 917-993-4296.

Thanks so much and thanks for all your help during this hectic time.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

From: TYLER EDWARDS (States Attorney)
Sent: Tuesday, March 26, 2019 3:58 PM
To: KIERA ELLIS (States Attorney)
Subject: Stories so far

NYT: <https://www.nytimes.com/2019/03/26/arts/television/jussie-smollett-charges-dropped.html>

WaPo: https://www.washingtonpost.com/arts-entertainment/2019/03/26/charges-against-empire-actor-jussie-smollett-dropped-his-attorney-says/?utm_term=.4be48dc118f8

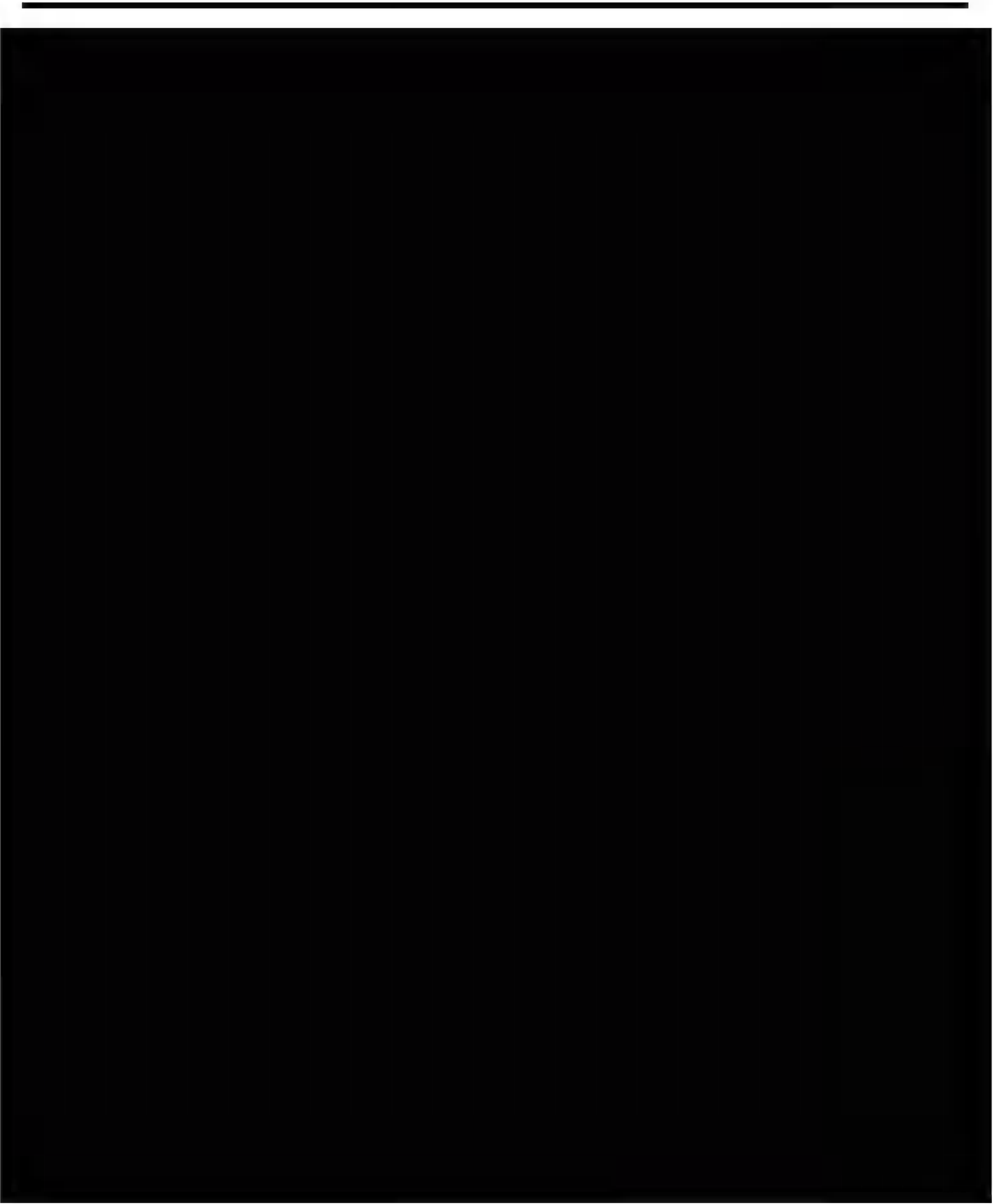
CBS2: <https://chicago.cbslocal.com/video/4053947-jussie-smollet-case-first-assistant-states-attorney-joseph-magats-responds-to-mayors-emanuels-whitewashing-accusation/>

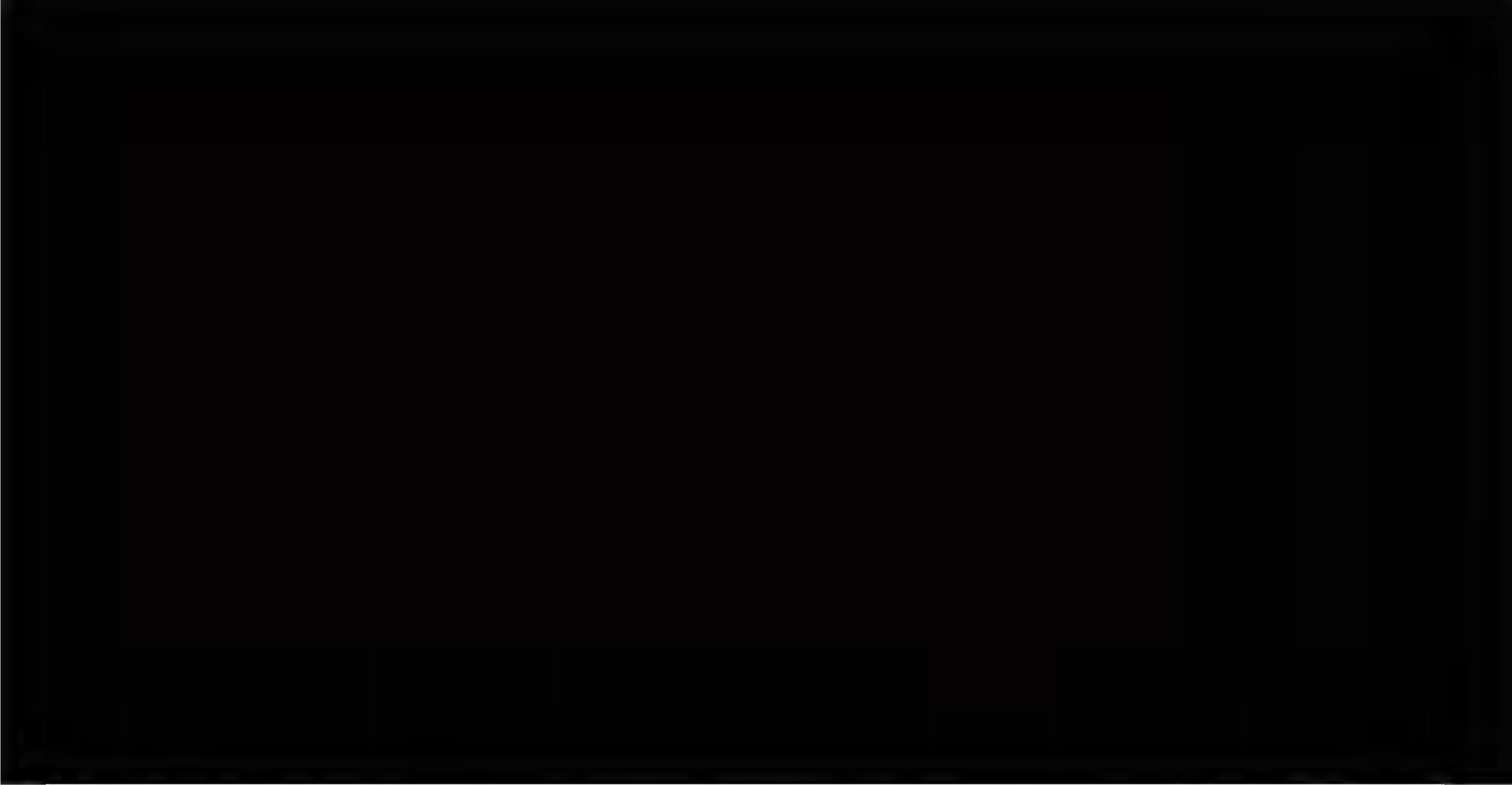
ABC: <https://abcnews.go.com/Entertainment/wireStory/latest-prosecutors-call-smollett-outcome-61954536>

Tribune: <https://www.chicagotribune.com/news/local/breaking/ct-met-jussie-smollett-charges-dropped-20190326-story.html>

NBC5: <https://www.nbcchicago.com/news/local/jussie-smollett-charges-dropped-reaction-507673291.html>

Boston Herald (Opinion): <https://www.bostonherald.com/2019/03/26/jussie-smolletts-attorneys-say-all-criminal-charges-dropped/>





From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:38 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Important question for deadline story

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:33 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

Hi Kiera,

I'm writing about the Jussie Smollett case. It's come to my attention that there's a state law saying that Kim Foxx may have made a mistake by letting Cook County assistants cut the deal to drop charges because the case should have been handled by a special prosecutor under state law. (See law below.) And not doing so should make the Smollett deal invalid.

I'd appreciate it if you could give me a call ASAP. Thanks,

Mark Konkol

312.259.5577

(55 ILCS 5/3-9008) (from Ch. 34, par. 3-9008)

Sec. 3-9008. Appointment of attorney to perform duties.

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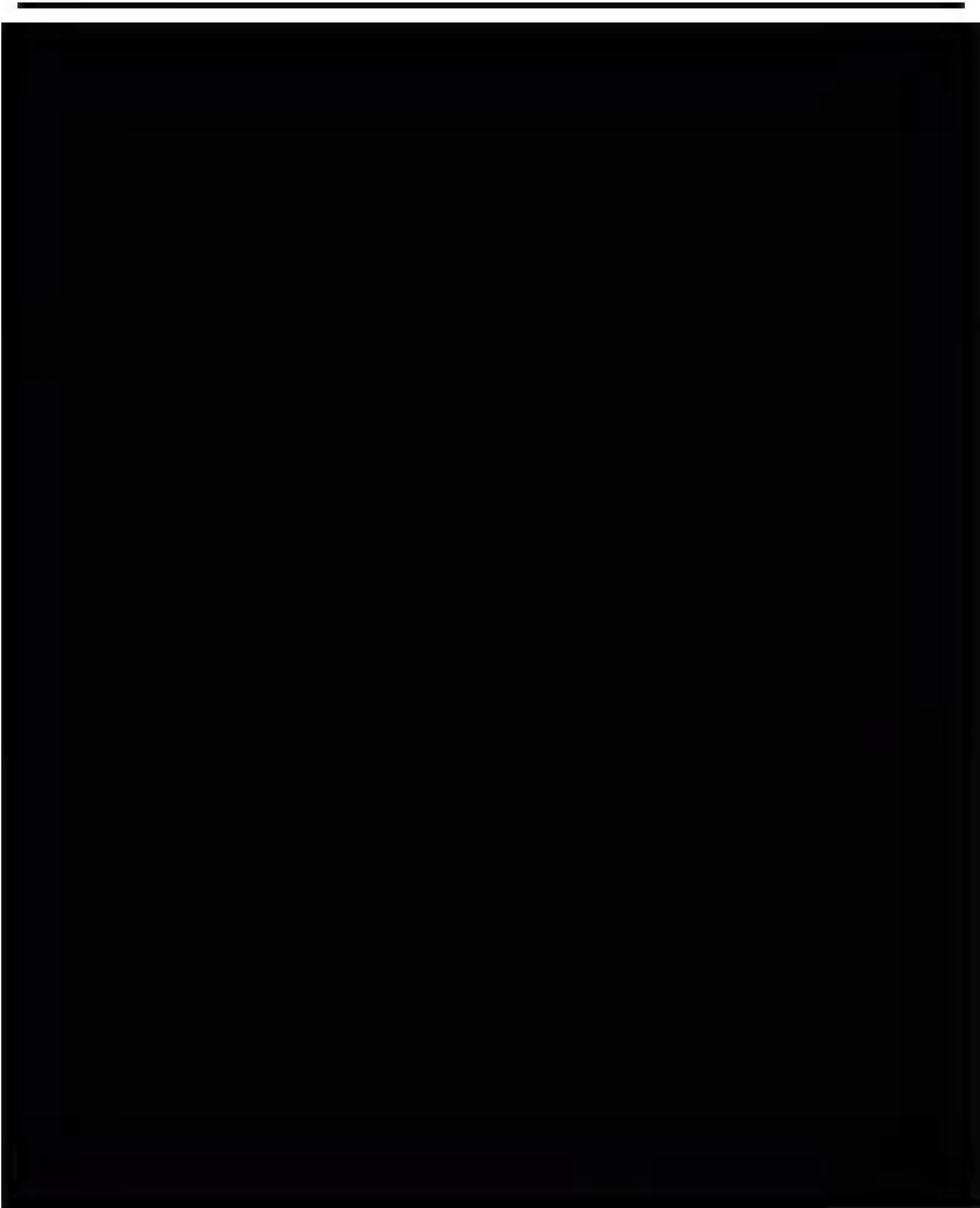
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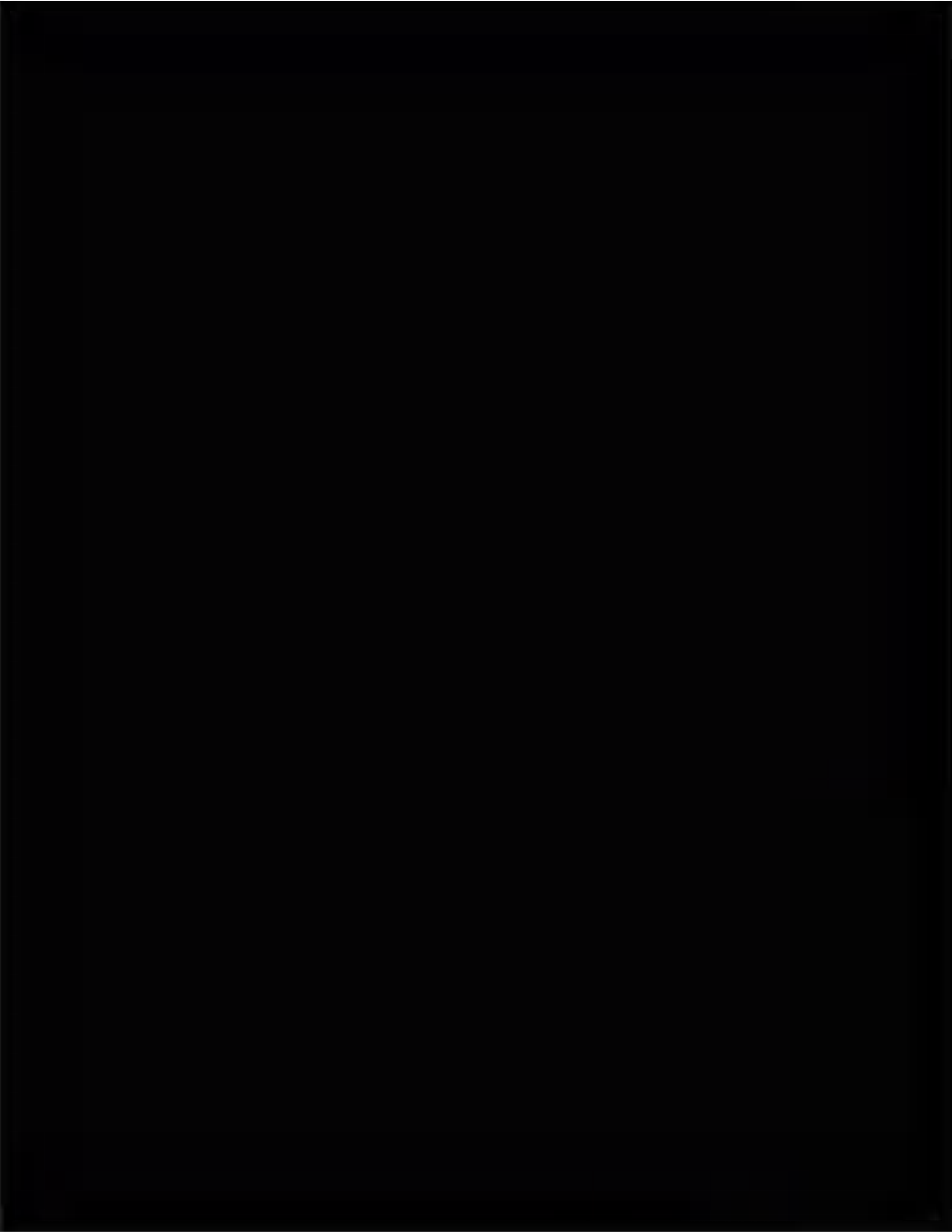
Mark Konkol

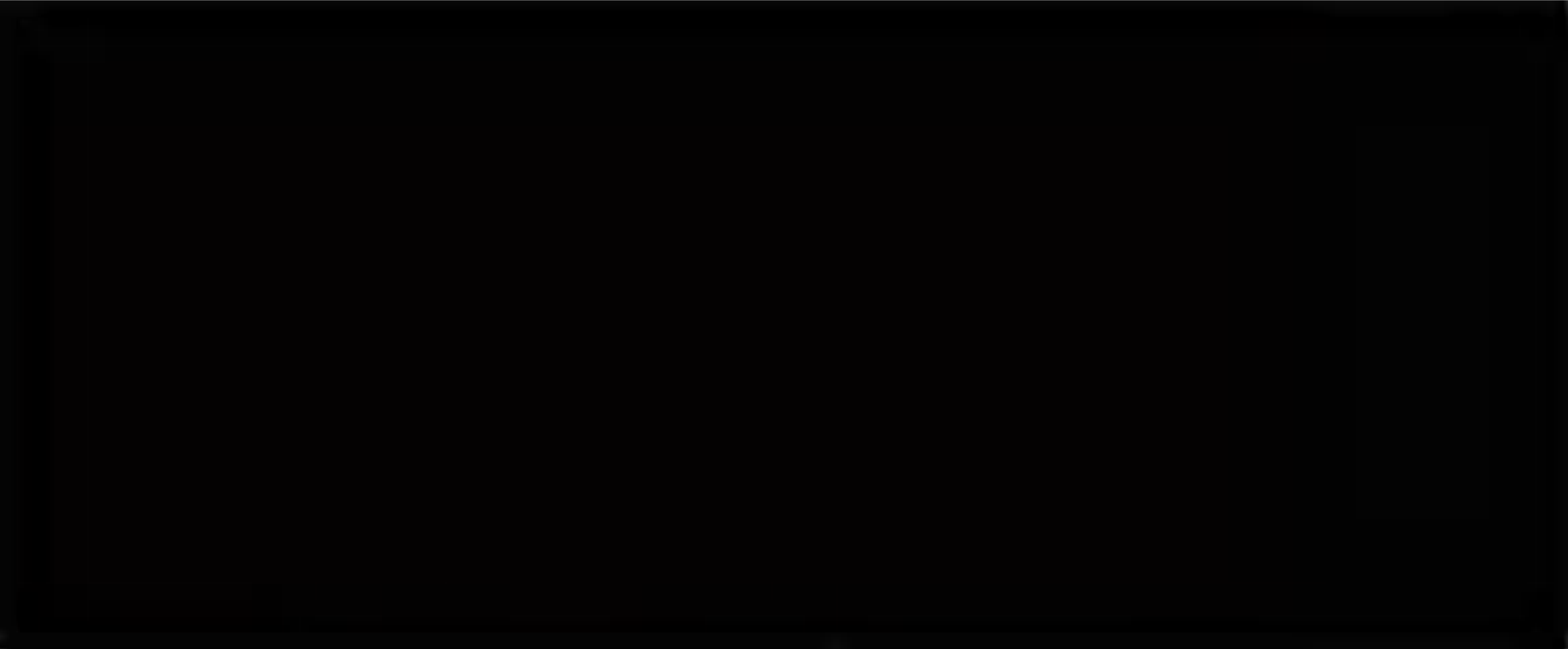
Storyteller|Producer

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Mobile: 312.259.5577







From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:38 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Important question for deadline story

From: M K <konkolskorner@gmail.com>
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To: KIERA ELLIS (States Attorney)
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--

Mark Konkol

Storyteller | Producer

MONUMENTAL STORIES

Mobile: 312.259.5577

From: Sanders, Jon (NBCUniversal) <Jon.Sanders@nbcuni.com>
Sent: Tuesday, March 26, 2019 4:03 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC News Request

Hello Tandra

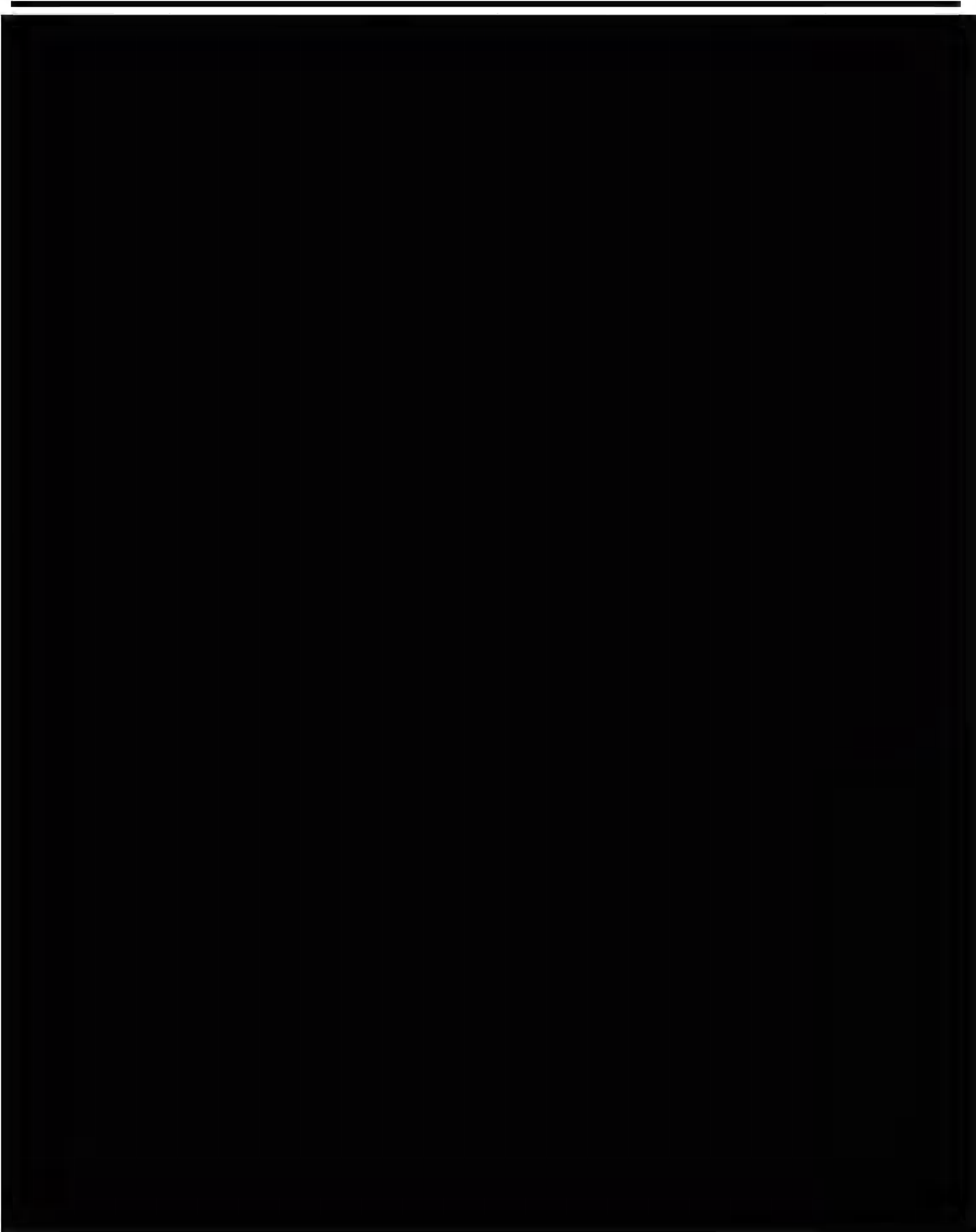
I hope you're doing well. I'm reaching out with NBC News and the Today Show. I wanted to see if Mrs. Foxx or Mr. Magats are considering live interviews for tomorrow morning. There's been a lot of misinformation about the Jussie Smollett case, so we think an interview tomorrow morning would help clear it up with our viewers. Especially since we have yet to have an official speak with us on the show about this story.

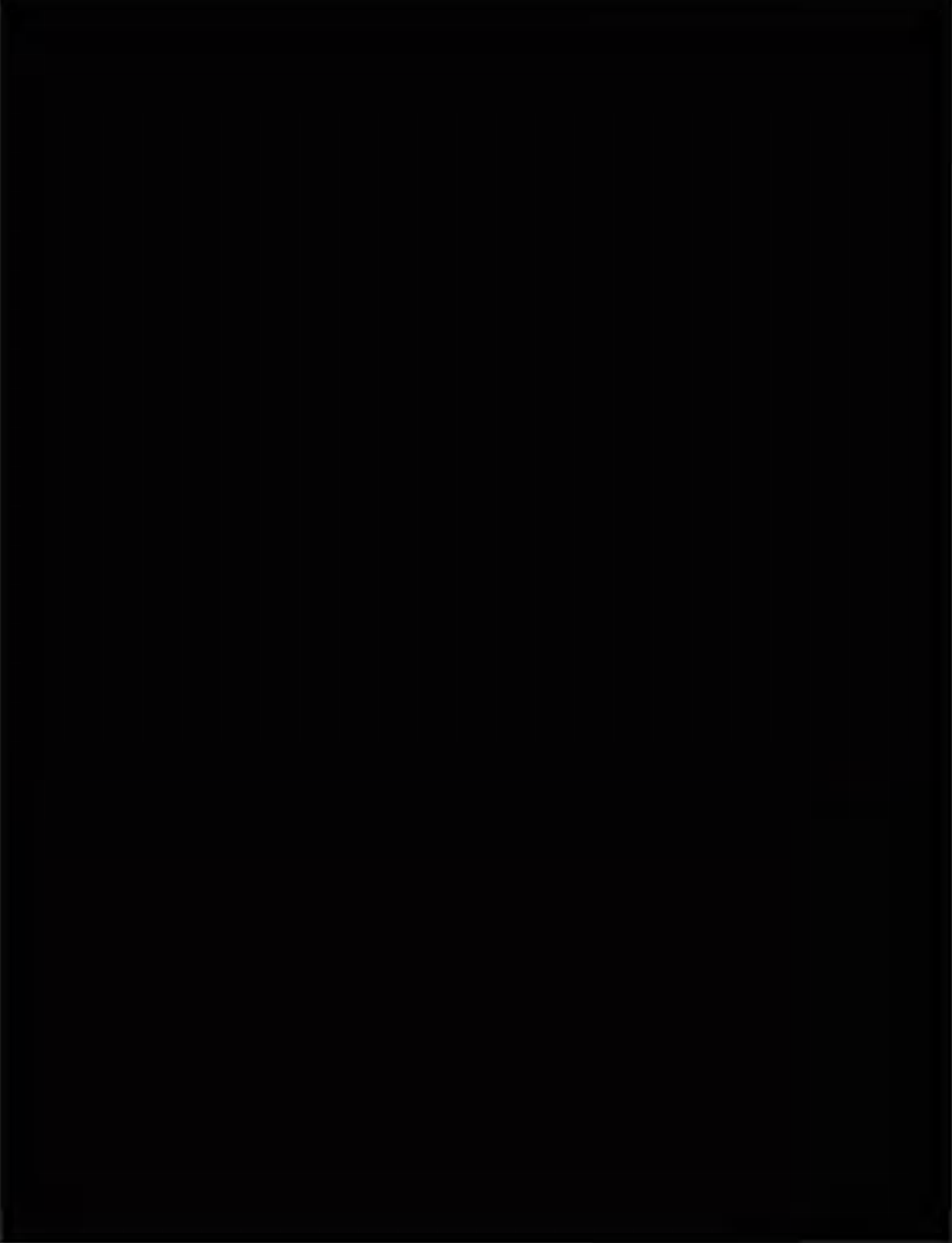
The interview would take place sometime between 5:30a CT and 7:30a CT. We can bring a camera to your offices, or they can come to our Chicago studio. Please let me know if this is a possibility.


Thank you and I look forward to hearing back from you.

Jonathan Sanders | NBC News
Jon.Sanders@nbcuni.com
(O) 212-664-5534 (C) 609-213-2411









From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 2:38 PM
To: RISA LANIER (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fw: Important question for deadline story

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:33 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

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--

Mark Konkol

Storyteller|Producer

MONUMENTAL STORIES

Mobile: 312.259.5577

From: Greg Hinz <ghinz@crain.com>
Sent: Tuesday, March 26, 2019 4:12 PM
To: JOSEPH MAGATS (States Attorney)
Subject: FW: this is greg hinz at crain's chicago business

Second request sir. I have repeatedly tried you, and your press office, leaving several messages. I'm going to have to assume the office declines all comment.

From: Greg Hinz <ghinz@crain.com>
Date: Tuesday, March 26, 2019 at 2:37 PM
To: "jmagats@cookcountygov.com" <jmagats@cookcountygov.com>
Subject: this is greg hinz at crain's chicago business

I'd like to talk to you about the Smollett case. Pls. call me at 312-649-5253

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 4:19 PM
To: Izadi, Elahe
Subject: Re: Contact at CCSAO
Attachments: 3.24.19 Jussie Smollett letter.pdf; Jussie Smoulett Community Service Letter (1).doc

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

The Lyric Opera of Chicago, "Chicago Voices" Concert on PBS.

Together with Renee Fleming, Terrence Howard and many others, Jussie would again donate his time and talent and perform at the taping of this show. The show featured many distinguished artists with Chicago roots or a Chicago connection. Chicago Tribune critic Howard Reich indicated in his review of the national broadcast that the performance with Jussie was the highlight of the program.

The Boys & Girls Clubs of Chicago.

Jussie would attend a meeting with me and the Executive Director to try and establish a relationship with this significant national program benefiting children...our efforts are on-going.

The Kennedy Center, Washington, D.C.

Jussie was featured with the National Symphony Orchestra in a concert promoting "sound mental health" and hosted by Renee Fleming.

The Catalyst Circle Rock School, Chicago.

Just this past January, Jussie would meet with the administration, faculty and most importantly, the students of what is one of the largest African-American Primary Schools in America that is dedicated to the arts. The reaction Jussie received was nothing short of inspiring as the children squealed with joy when he surprised them in their classrooms and the faculty and staff were no different. It was both a memorable afternoon and the beginning of what will hopefully be a significant relationship with Jussie and this program.

I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Izadi, Elahe <Elahe.Izadi@washpost.com>

Sent: Tuesday, March 26, 2019 4:17:22 PM

To: KIERA ELLIS (States Attorney)

Subject: RE: Contact at CCSAO

Thank one. One more: are you able to confirm or describe how many hours of community service he completed?

From: KIERA ELLIS (States Attorney) [mailto:KIERA.ELLIS@cookcountyil.gov]
Sent: Tuesday, March 26, 2019 2:15 PM
To: Izadi, Elahe <Elahe.Izadi@washpost.com>
Subject: Re: Contact at CCSAO

No, it is an alternative prosecution disposition that is in line with what is allowable under the deferred prosecution statute.

From: Izadi, Elahe <Elahe.Izadi@washpost.com>
Sent: Tuesday, March 26, 2019 1:11:55 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: Contact at CCSAO

Hi Kiera,

One follow-up: is it accurate to say that this outcome is deferred prosecution? (His lawyer said it wasn't deferred prosecution). What I have from our phone call was "done along the lines of, in accordance with the principles of the state's deferred prosecution statute and alternative prosecution in general."

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Sent: Tuesday, March 26, 2019 1:21 PM
To: Izadi, Elahe <Elahe.Izadi@washpost.com>
Subject: Contact at CCSAO

[EXTERNAL EMAIL]

Hi Elahe,

Here's the statute we referenced.

<http://www.ilga.gov/legislation/ilcs/fulltext.asp?DocName=073000050K5-6-3.3> [ilga.gov]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov



March 24, 2019

OUR PEOPLE. OUR PROBLEM. OUR SOLUTION

Patricia Brown Holmes
Managing Partner
Riley Safer Holmes & Cancila LLP
70 W. Madison Street
Suite 2900
Chicago, IL 60602

Dear Ms. Brown-Holmes

My name is Phill Wilson. I am the founder of the Black AIDS Institute (BAI). Founded in 1999, BAI is the only national HIV/AIDS think tank in the U.S focused exclusively on Black people. With chapters in 20 cities—including Chicago—BAI's mission is to end the HIV/AIDS epidemic in Black communities by engaging and mobilizing leaders, institutions, and individuals in efforts to confront HIV/AIDS in local communities. BAI disseminates information, offers training and capacity building, makes recommendations on both private and public HIV/AIDS policy, provides comprehensive primary community based clinical care in Los Angeles, and conducts mobilization and advocacy.

I am writing this letter on behalf of Jussie Smollett. I met Jussie when he was 15 years. In the two decades that I've known him, he has always conducted himself with honesty, integrity, and basic decency. Long before he was on Empire, before the fame, and before anyone in the public cared what he thought, said, or did, Jussie volunteered his talent and time to helping people, raising awareness and money to fight HIV/AIDS in the U.S. and South Africa. Once his career started to take off, Jussie expanded his activism and charity work to include dozens of non-profit causes. Jussie has been a tireless champion on behalf of LGBTQ people, Black people, immigrants, victims of gun violence, Historically Black Colleges and Universities, and many others. He is currently an active member of the board of directors of the Black AIDS Institute, where he helps the organization with governance, development, and community awareness.

I've worked with countless numbers of celebrities, elected officials and others over the years. I have never worked with anyone who was more willing than Jussie to lend his talent, time, and money to help other people. Jussie doesn't just lend his name. He volunteers his time and pays for his own travel expenses associated with the work he does for the Black AIDS Institute. Small not for profit organizations require supporters to play multiple roles. With one recent fundraiser, Jussie not only served as the event chair. He was the host of the event and lead photographer. At the end of the evening he made a major donation to make sure the organization reached its goal.

I hope this provides you with some insights into the person I know Jussie Smollett to be. Should you need any other information that I might be privy to, I can be reached at Phylltracy@aol.com or via cell at (323) 829-4195.

Sincerely

Phill Wilson

1833 West Eighth Street #200
Los Angeles, California 90057-4920
213-353-3610 office, 213-353-9448 fax
www.BlackAIDS.org, info@BlackAIDS.org

Executive Committee

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Marc Meachem
Washington, D.C.

David Munar
Chicago, Ill.

Jussie Smollett
Los Angeles, Calif.

Staff

Phill Wilson
President and
Chief Executive Officer



NATIONAL HEADQUARTERS

930 East 50th Street
Chicago, Illinois 60615
Phone: (773) 373-3366 * Fax: (773) 373-3571

March 25, 2019

**National Headquarters
Community Services
International Trade Bureau
LaSalle Street Project**
930 East 50th Street
Chicago, IL 60615
Phone: (773) 373-3366
Fax: (773) 373-3571

**Public Policy Institute &
Telecommunications Project**
727 15th St. NW
Suite 1200
Washington, DC 20005
Phone: (202) 393-7874
Fax: (202) 393-1495

Wall Street Project
5 Hanover Square
2nd Floor
New York, NY 10004
Phone: (212) 425-7874
Fax: (212) 968-1412

Entertainment Project
1313 8th Street
Suite 232
Los Angeles, CA 90019
Phone: (323) 734-3900
Fax: (323) 734-3913

Technology Project
560 20th Street
Oakland, CA 94612
Phone: (510) 869-2202
Fax: (510) 763-2680

Peachtree Street Project
Herndon Plaza
100 Auburn Avenue
Suite 101
Atlanta, GA 30303
Phone: (404) 525-5663 or 5668
Fax: (404) 525-5233

Automotive Project
First National Building
660 Woodward Avenue
Suite 1433
Detroit, MI 48226
Phone: (313) 963-9005
Fax: (313) 963-9012

Energy Science Project
2616 South Loop West
Suite 100 C
Houston, TX 77054
Phone: (713) 432-0209
Fax: (713) 218-7072

Dear

Re: Jussie Smollett

The Rainbow PUSH Coalition (RPC) is a internationally recognized civil and human rights organization. RPC has been a site for students and others to earn community service hours by assisting us in the implementation of various programs. We are proud to have received the volunteer service from Mr. Jussie Smollett on Saturday, March 23, 2019 and Monday, March 25, 2019. Mr. Smollett is one of the most impactful community service volunteers that we have ever worked with.

During the two work days, Mr. Smollett was actively engaged in the following tasks:

Working with PUSH for Excellence -- our education entity, to provide students interested in participating with the Historic Black College Tour 2019; the importance of discipline, focus and attitudes as they travel across the country. Mr. Smollett spent several hours with the students responding to their questions about both the music and film industry.

Mr. Smollett spent several hours volunteering in our PUSH Freedom store managing sales and encouraging visitors to purchase PUSH gear. At the end of his time in the store, Mr. Smollett met with the staff and gave his suggestions as to how the sales and marketing of the products we have could be enhanced and packaged to reach a younger demographic.

Mr. Smollett spent a significant part of his time reviewing and assessing our television studio and social media production of the weekly broadcast that airs on the IMPACT network, live stream and social media outlets. He suggested ways to improve the broadcast by using different production techniques. His ideas and presence were extremely encouraging to the small crew that produces the broadcast each week.

The final areas of service were meetings with our membership staff and our social media director. His suggestions and assistance in responding to some of our concerns were quite helpful

Mr. Smollett has expressed a genuine interest in forming a long-term partnership with RPC to assist in building a choir for the broadcast and building the audience and content for the weekly telecast.

We are grateful for the opportunity to work with such a talented and humble personality. He has been of tremendous value to our staff and our work. We look forward to his continued partnership with us.

If you have any questions, please feel free to reach me through my Senior Advisor, Rev. Janette Wilson 773-383-7277 or via email revjwilson@rainbowpush.org

Respectfully,

Rev. Jesse L. Jackson, Sr., *Founder & President*
Martin L. King, *Chairman*
www.rainbowpush.org

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 4:20 PM
To: Donovan, Lisa
Subject: Smollett

Hi Lisa -

Please see the statement below. Joe and Kiera spoke also spoke to Megan Crepeau.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
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Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Subject: Re: Contact at CCSAO

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

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Together with Renee Fleming, Terrence Howard and many others, Jussie would again donate his time and talent and perform at the taping of this show. The show featured many distinguished artists with Chicago roots or a Chicago connection. Chicago Tribune critic Howard Reich indicated in his review of the national broadcast that the performance with Jussie was the highlight of the program.

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Jussie would attend a meeting with me and the Executive Director to try and establish a relationship with this significant national program benefiting children...our efforts are on-going.

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Jussie was featured with the National Symphony Orchestra in a concert promoting "sound mental health" and hosted by Renee Fleming.

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I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

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Kiera S. Ellis

Director of External Affairs

Cook County State's Attorney's Office

69 W. Washington, Suite 3200

Chicago, IL 60602

312.603.5896

Kiera.Ellis@cookcountyil.gov

From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Tuesday, March 26, 2019 4:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Smollett

Thanks Tandra.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 4:20 PM
To: Donovan, Lisa <ldonovan@chicagotribune.com>
Subject: Smollett

EXTERNAL SOURCE

Hi Lisa -

Please see the statement below. Joe and Kiera spoke also spoke to Megan Crepeau.

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Adina Klein <Adina.Klein@FOXTV.COM>
Sent: Tuesday, March 26, 2019 4:27 PM
To: Lisa Sharmat; TANDRA SIMONTON (States Attorney)
Subject: Re: FOX 32-SMULLETT

Hi Tandra,

Is Joe Magats available to do a phone interview by any chance tomorrow morning on good day chicago? Please let me know. Thank you.

Get [Outlook for iOS](#)

From: Lisa Sharmat <lisa.sharmat@foxtv.com>
Sent: Tuesday, March 26, 2019 10:00 AM
To: 'tandra.simonton@cookcountyil.gov'; WFLD News; WFLD Assignment Desk
Subject: FOX 32-SMULLETT

Good Morning Tandra:

Please confirm:

- Jussie Smollett has done community service?
- All charges will be dropped?

Please let us know, and thank you.

Will Kim be able to do a phoner with us, or will she be holding a news conference?

Lisa



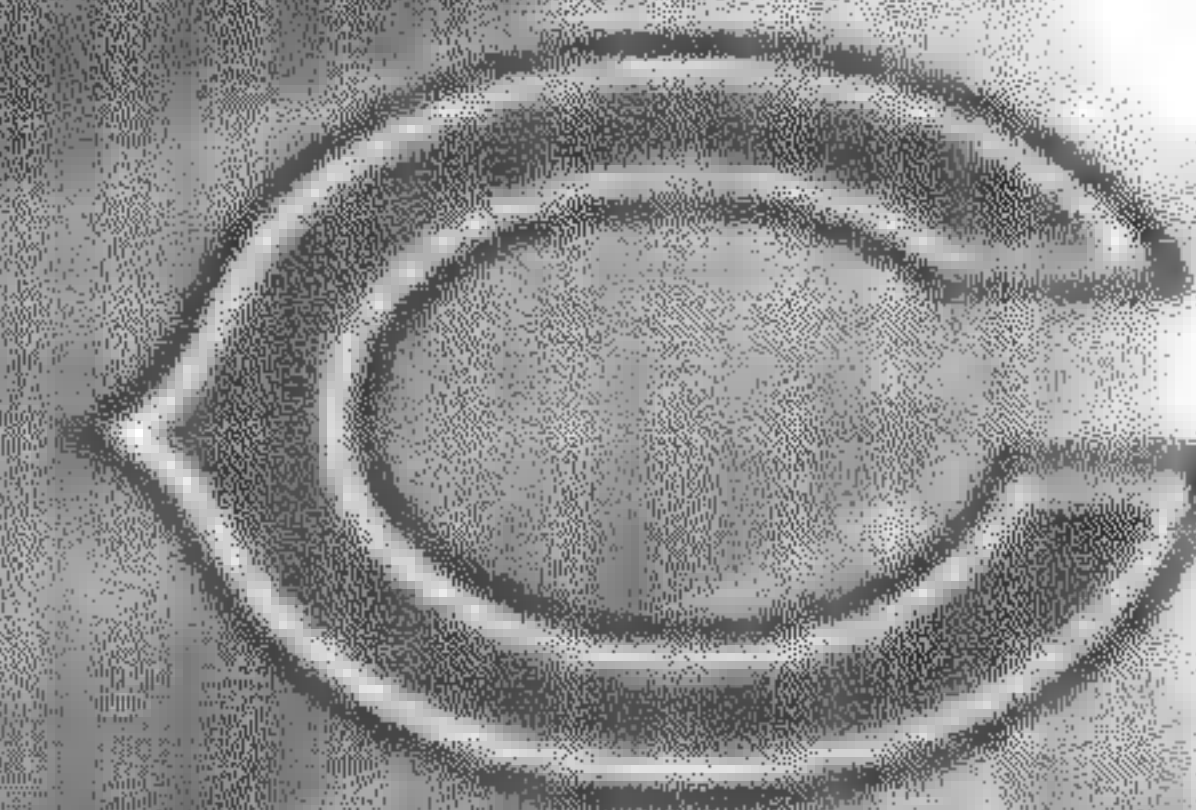
Lisa Sharmat| Assignment Editor|Lisa.Sharmat@FoxTV.com

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CHICAGO BEARS



Sent: Tuesday, March 26, 2019 4:28 PM
To: Adina Klein
Subject: Re: FOX 32-SMULLETT

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312-603-1848 direct
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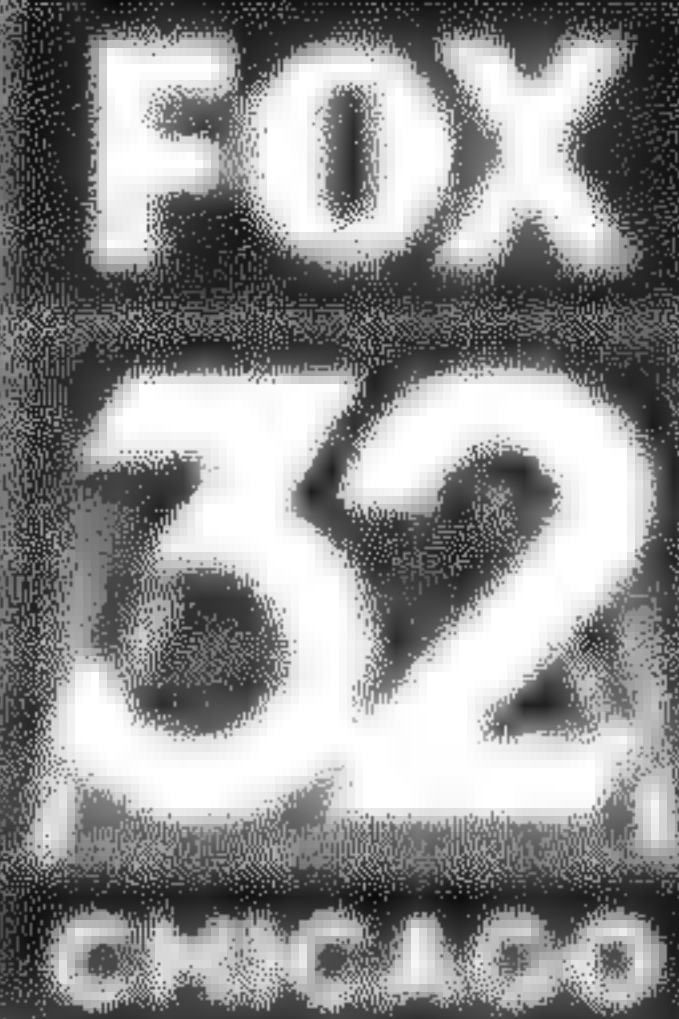
Lisa



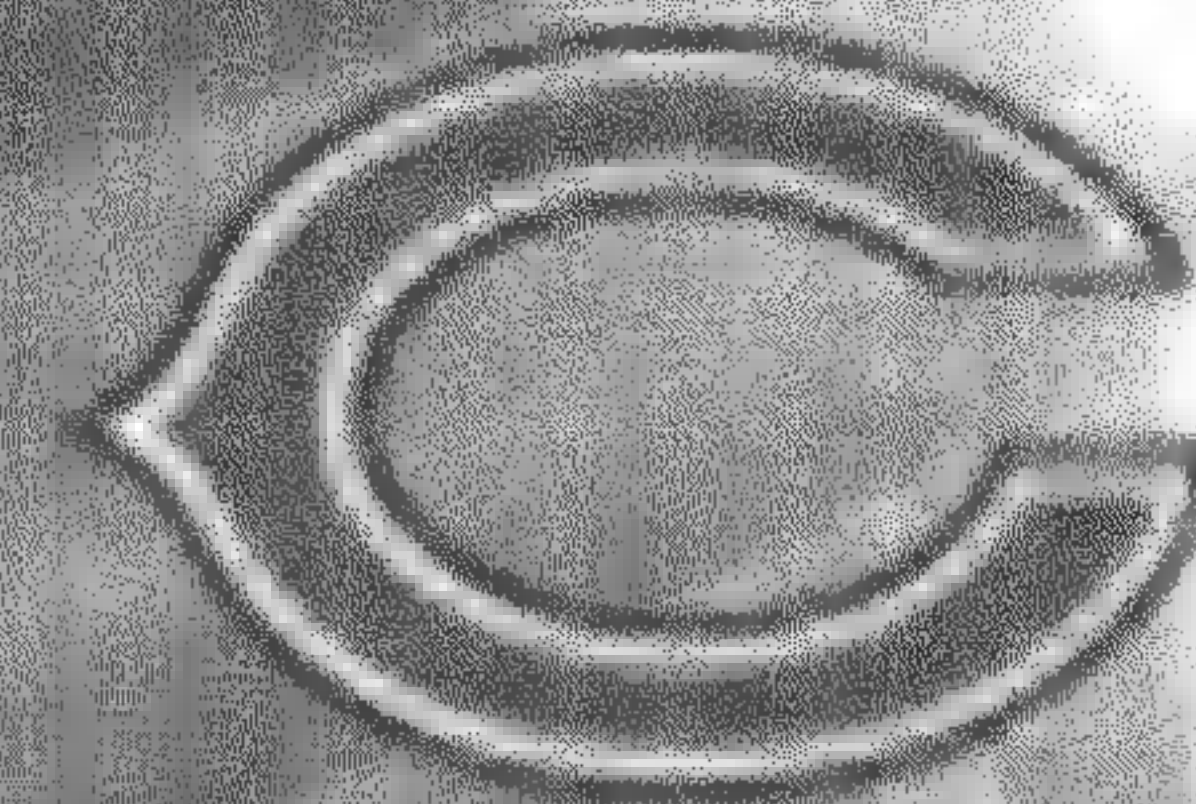
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OFFICIAL HOME OF THE
CHICAGO BEARS



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 4:30 PM
To: Adina Klein
Subject: Re: FOX 32-SMULLETT

No he is not available. But Larry Yellen is sending someone over today to speak to him.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
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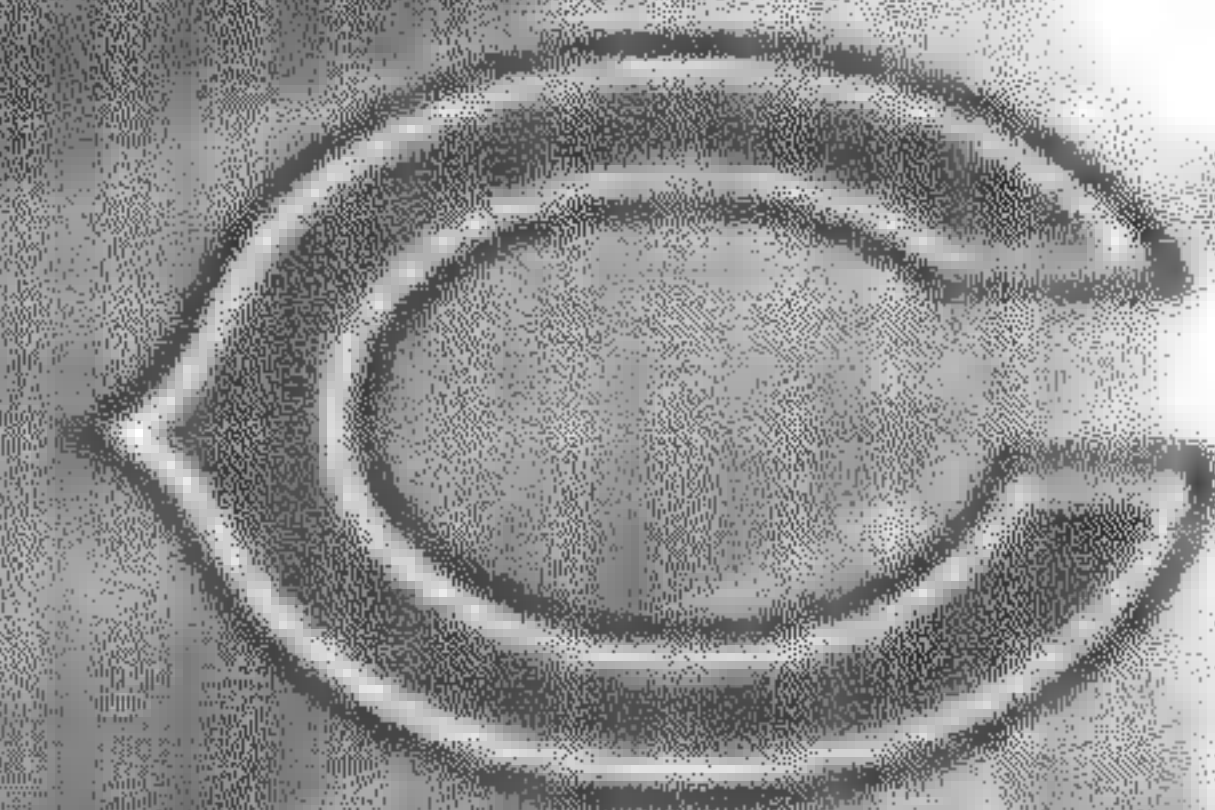
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<http://www.ilga.gov/legislation/ilcs/fulltext.asp?DocName=073000050K5-6-3.3> [ilga.gov]

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Izadi, Elahe <Elahe.Izadi@washpost.com>
Sent: Tuesday, March 26, 2019 4:31 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: Contact at CCSAO

Just to make sure: These testimonials describe community service he performed on Saturday and Monday -- and then details other activism and volunteer work he had previously done for other groups, right? The community service since the arrest was limited to the time on Saturday and Monday?

From: KIERA ELLIS (States Attorney) [mailto:KIERA.ELLIS@cookcountyil.gov]
Sent: Tuesday, March 26, 2019 5:30 PM
To: Izadi, Elahe <Elahe.Izadi@washpost.com>
Subject: Re: Contact at CCSAO

Yes, the community service referenced below was completed after he was charged.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

From: Izadi, Elahe <Elahe.Izadi@washpost.com>
Sent: Tuesday, March 26, 2019 4:22:23 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: Contact at CCSAO

Sorry, just to clarify, the community service referred to earlier, that was community service completed since his arrest, correct?

From: KIERA ELLIS (States Attorney) [mailto:KIERA.ELLIS@cookcountyil.gov]
Sent: Tuesday, March 26, 2019 5:19 PM
To: Izadi, Elahe <Elahe.Izadi@washpost.com>
Subject: Re: Contact at CCSAO

From: Rich Daniels <rdaniels@citylightsorchestra.com>
Sent: Sunday, March 24, 2019 7:45 PM
To: Patricia Holmes <pholmes@rshc-law.com>
Subject: JUSSIE SMOLLETT

Dear Ms. Holmes...

Thank you very much for the opportunity to both speak out and give voice to my thoughts about my dear friend, Jussie Smollett. It's been very difficult watching this entire episode play out for the past two months, since the young man I have come to know bears no relationship to the person being demonized in the press. I'm glad to lend my name and my voice in support of my friend. I'm the conductor of The City Lights Orchestra in Chicago and the music director for the 20th Century Fox TV show EMPIRE since it's inception. On Empire alone, we have literally spent many hundreds (maybe thousands) of hours together as our average working day is around 14 hours long.

Jussie and I met 5 years ago this month when we were shooting the pilot for EMPIRE. Little did any of us know at that time the huge hit this show would become. But success came to the show and all those associated with the production. From the very beginning, the traits I most admire and love about Jussie were present: Jussie is warm, funny, generous, outgoing, caring and extremely intelligent. Jussie possess a deep knowledge of music, history and life that is both passionate and meaningful. We have worked together regularly both on the show and with a number of non-profits outside of the show where Jussie has donated his time and talent. These include;

The Kennedy Forum.

Jussie would perform at the national conference of The Kennedy Forum in Chicago, an organization run by former congressman Patrick Kennedy and dedicated to eradicating the stigma associated with mental health challenges.

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I worked with extensively with Jussie personally on all of the above stated charitable opportunities and would be happy to speak at greater length about his generosity and his character.

Bottom line: I have no idea who the person that Chicago Police Superintendent Eddie Johnson was speaking of at his very long press conference several weeks ago. That person bears absolutely no relationship to the kind, loving and caring person I have come to know over the past 5 years. And never once did I hear Jussie protest about either his salary or his position on Empire. And we have had many quiet talks together. On the contrary, Jussie was aware that the level of success on this show would be very meaningful for his future career and he knows that the vast majority of journeyman actors will NEVER have an opportunity like this in their lives...it's like catching lightning in a bottle...

Ms. Holmes - thank you again for allowing me to speak about my friend. Jussie was my friend yesterday, he is my friend today and he will be my friend tomorrow.

Gratefully,

Rich Daniels
Musical Director
The City Lights Orchestra

From: Izadi, Elahe <Elahe.Izadi@washpost.com>
Sent: Tuesday, March 26, 2019 4:17:22 PM
To: KIERA ELLIS (States Attorney)
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Sent: Tuesday, March 26, 2019 2:15 PM
To: Izadi, Elahe <Elahe.Izadi@washpost.com>
Subject: Re: Contact at CCSAO

No, it is an alternative prosecution disposition that is in line with what is allowable under the deferred prosecution statute.

From: Izadi, Elahe <Elahe.Izadi@washpost.com>
Sent: Tuesday, March 26, 2019 1:11:55 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: Contact at CCSAO

Hi Kiera,
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From: KIERA ELLIS (States Attorney) [<mailto:KIERA.ELLIS@cookcountyil.gov>]
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[EXTERNAL EMAIL]

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Kiera S. Ellis

Director of External Affairs

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312.603.5896

Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 4:35 PM
To: Izadi, Elahe
Subject: Re: Contact at CCSAO

The community service since the arrest was limited to the time on Saturday and Monday? Correct and the other information is prior as it relates to his background

From: Izadi, Elahe <Elahe.Izadi@washpost.com>
Sent: Tuesday, March 26, 2019 4:31:26 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: Contact at CCSAO

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Kiera S. Ellis
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69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 4:36 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: FW: this is greg hinz at crain's chicago business

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: Greg Hinz [<mailto:ghinz@crain.com>]
Sent: Tuesday, March 26, 2019 4:12 PM
To: JOSEPH MAGATS (States Attorney)
Subject: FW: this is greg hinz at crain's chicago business

Second request sir. I have repeatedly tried you, and your press office, leaving several messages. I'm going to have to assume the office declines all comment.

From: Greg Hinz <ghinz@crain.com>
Date: Tuesday, March 26, 2019 at 2:37 PM
To: "jmagats@cookcountygov.com" <jmagats@cookcountygov.com>
Subject: this is greg hinz at crain's chicago business

I'd like to talk to you about the Smollett case. Pls. call me at 312-649-5253

From: TYLER EDWARDS (States Attorney)
Sent: Tuesday, March 26, 2019 4:39 PM
To: BRENSKI COLEMAN (States Attorney); ALYSON MILLER (States Attorney)
Subject: Fwd: Stories so far

Get [Outlook for iOS](#)

From: TYLER EDWARDS (States Attorney) <tyler.edwards@cookcountyiil.gov>
Sent: Tuesday, March 26, 2019 3:58 PM
To: KIERA ELLIS (States Attorney)
Subject: Stories so far

NYT: <https://www.nytimes.com/2019/03/26/arts/television/jussie-smollett-charges-dropped.html>

WaPo: https://www.washingtonpost.com/arts-entertainment/2019/03/26/charges-against-empire-actor-jussie-smollett-dropped-his-attorney-says/?utm_term=.4be48dc118f8

CBS2: <https://chicago.cbslocal.com/video/4053947-jussie-smollet-case-first-assistant-states-attorney-joseph-magats-responds-to-mayors-emanuels-whitewashing-accusation/>

ABC: <https://abcnews.go.com/Entertainment/wireStory/latest-prosecutors-call-smollett-outcome-61954536>

Tribune: <https://www.chicagotribune.com/news/local/breaking/ct-met-jussie-smollett-charges-dropped-20190326-story.html>

NBC5: <https://www.nbcchicago.com/news/local/jussie-smollett-charges-dropped-reaction-507673291.html>

Boston Herald (Opinion): <https://www.bostonherald.com/2019/03/26/jussie-smolletts-attorneys-say-all-criminal-charges-dropped/>


From: Quraishi, Ash-har (NBCUniversal) <Ash-har.Quraishi@nbcuni.com>
Sent: Tuesday, March 26, 2019 4:42 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC URGENT QUESTION

Hi Tandra,

We're hearing that the Smollett case evidence is to be destroyed. Is that true?

Ash-har Quraishi | Reporter
NBC5 Chicago

454 N. Columbus Drive
Chicago, IL 60611
Office: 312-836-3010
Cell: 312-802-6999

 @ashhar_quraishi



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 4:42 PM
To: ghinz@crain.com
Subject: Smollett statement

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Finn, Matt <Matt.Finn@FOXNEWS.COM>
Sent: Tuesday, March 26, 2019 4:43 PM
To: TANDRA SIMONTON (States Attorney)
Subject: FW: URGENT CAN WE HAVE THE LATEST SMOLLETT STATEMENT

From: Finn, Matt
Sent: Tuesday, March 26, 2019 4:42 PM
To: 'sao.media@cookcountyil.gov' <sao.media@cookcountyil.gov>
Cc: 'sao.media@cookcountyil.gov' <sao.media@cookcountyil.gov>
Subject: URGENT CAN WE HAVE THE LATEST SMOLLETT STATEMENT

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: Greg Hinz <ghinz@crain.com>
Sent: Tuesday, March 26, 2019 4:47 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett statement

Yes, I want to talk to him pls. I have numerous questions.

312-649-5253. asap

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Tuesday, March 26, 2019 at 4:42 PM
To: Greg Hinz <ghinz@crain.com>
Subject: Smollett statement

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Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 4:51 PM
To: sao media (States Attorney); ROBERT FOLEY (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: WSJ -- still waiting for details on Ms. Foxx's recusal

Hi all --

I hate to be a pain in the butt but can someone please send me the statement sent out in February about why Ms. Foxx recused herself from the Smollett case. If that statement is not available, can someone please tell me what the circumstances were? I believe it was because she had had contact with a member or representative of the Smollett family? Please confirm. Thanks!

-- Erin

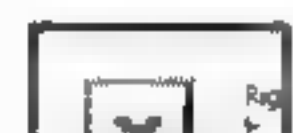
* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 5:02 PM
To: Greg Hinz
Subject: Re: Smollett statement

Ok; he will call shortly.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 4:47 PM, Greg Hinz <ghinz@crain.com> wrote:

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From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Tuesday, March 26, 2019 5:03 PM
To: SAO FOIA (States Attorney); KIERA ELLIS (States Attorney)
Subject: Sun-Times FOIA: Smollett case

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records:

1) Emails, memoranda or letters, text messages exchanged between lawyers for Jussie Smollett and staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

2) Any records related to the State's prosecution of Smollett, including drafts of plea agreements, pre-trial diversion agreements.

3) Emails, memoranda or letters, text messages exchanged between lawyers for Abimbola and Olabinjo Osundairo and staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of records for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

4) Emails, memoranda or letters, text messages regarding the Smollett prosecution exchanged between staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

I look forward to hearing from you in writing within five working days, as required by the Act 5 ILCS 140(3). Thank you for considering and responding to this request. and please do not hesitate to contact me if there is further information I can provide to revise my request to speed the release of this information.

--
Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
[@agrimm34](https://twitter.com/agrimm34)
[30 N Racine Ave., Suite 300, Chicago, IL 60607](https://www.suntimes.com/30-N-Racine-Ave-Suite-300-Chicago-IL-60607)

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 5:03 PM
To: Jennifer.Struzik@FOXTV.COM

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email: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 5:05 PM
To: Jennifer.Struzik@foxtv.com; WFLDAssignmentDesk@foxtv.com
Subject: Smollett statement

FYI -

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 5:11 PM
To: dakarai.turner@foxtv.com
Cc: TANDRA SIMONTON (States Attorney)
Subject: Requested info
Attachments: responsive.pdf

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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 Call

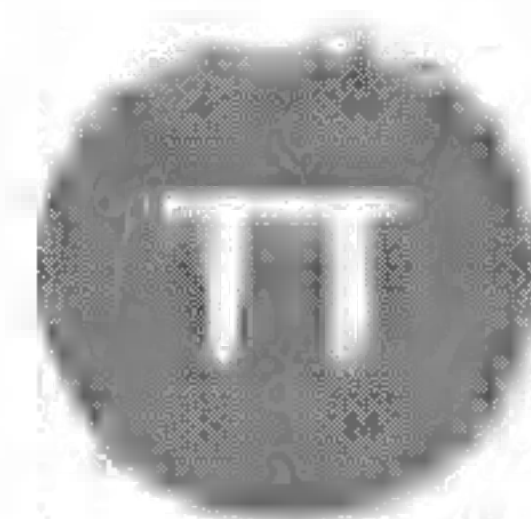
1 of 3



From: Tina Tchen

To: Kim Foxx

Hide

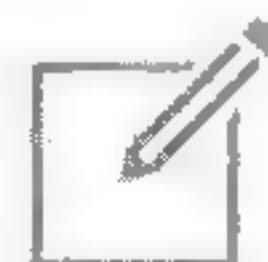
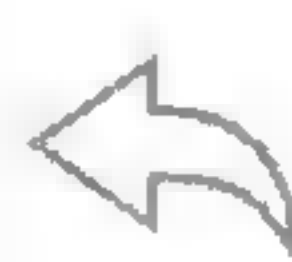
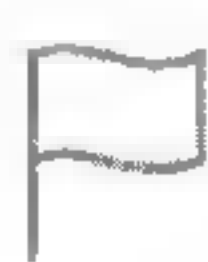
**Call**

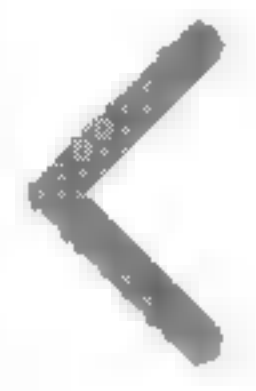
February 1, 2019 at 4:54 AM

 Found in Gmail Inbox

Hi Kim - I sent an email to your work address I think as well. I wanted to give you a call on behalf of Jussie Smollett and family who I know. They have concerns about the investigation. I am on an 8 am flight to nyc but please call me before then. I land about. 1015 Chicago time. My cell is [REDACTED] Many thanks!

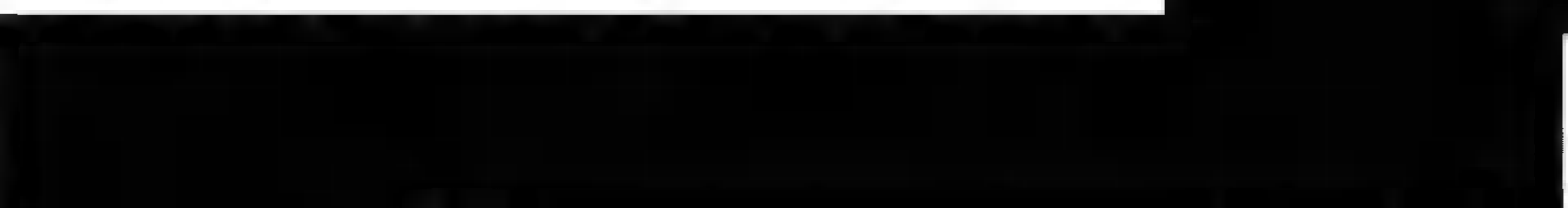
Sent from my iPhone





iMessage

Fri, Feb 1, 11:13 AM

Hello Kim. This is 

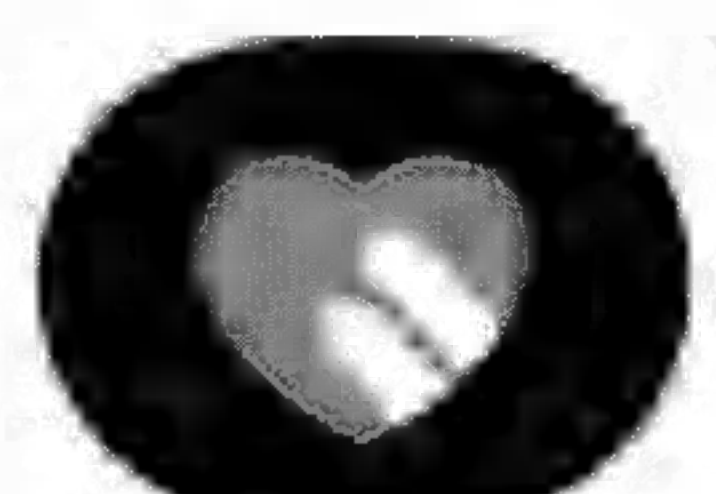
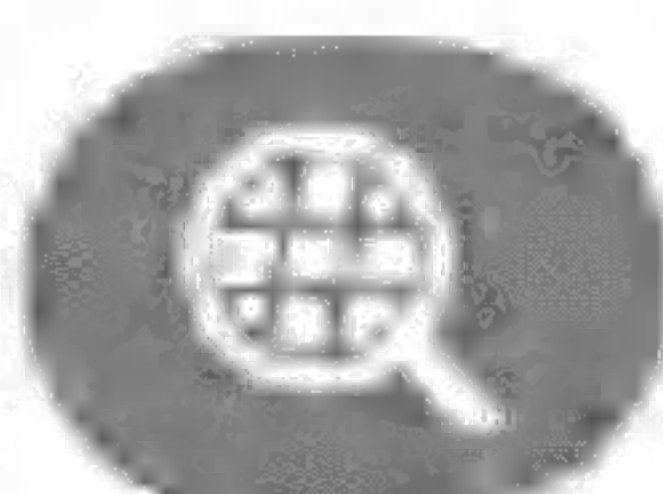
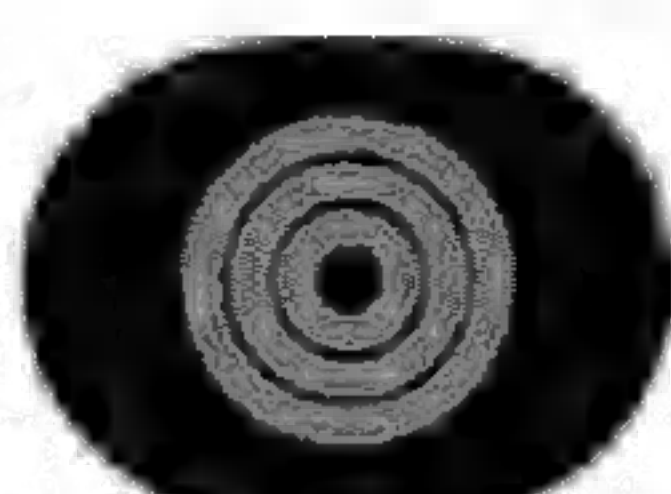
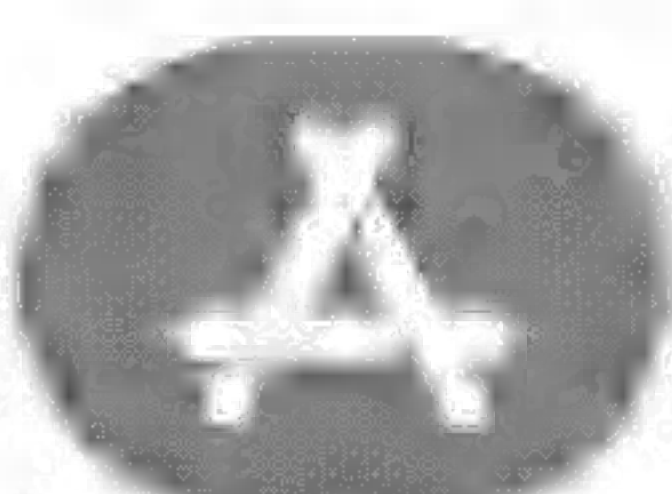
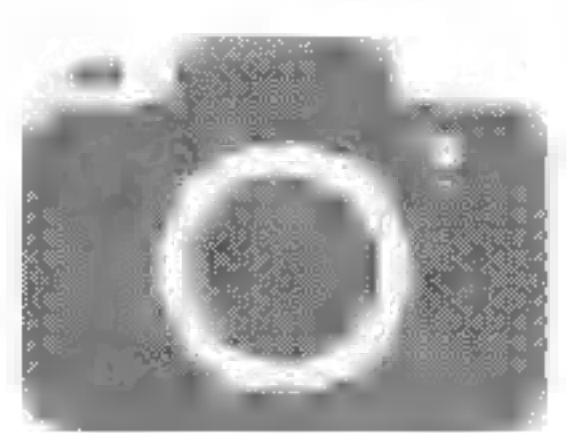
 Are you available to chat? Tina Tchen gave me your number

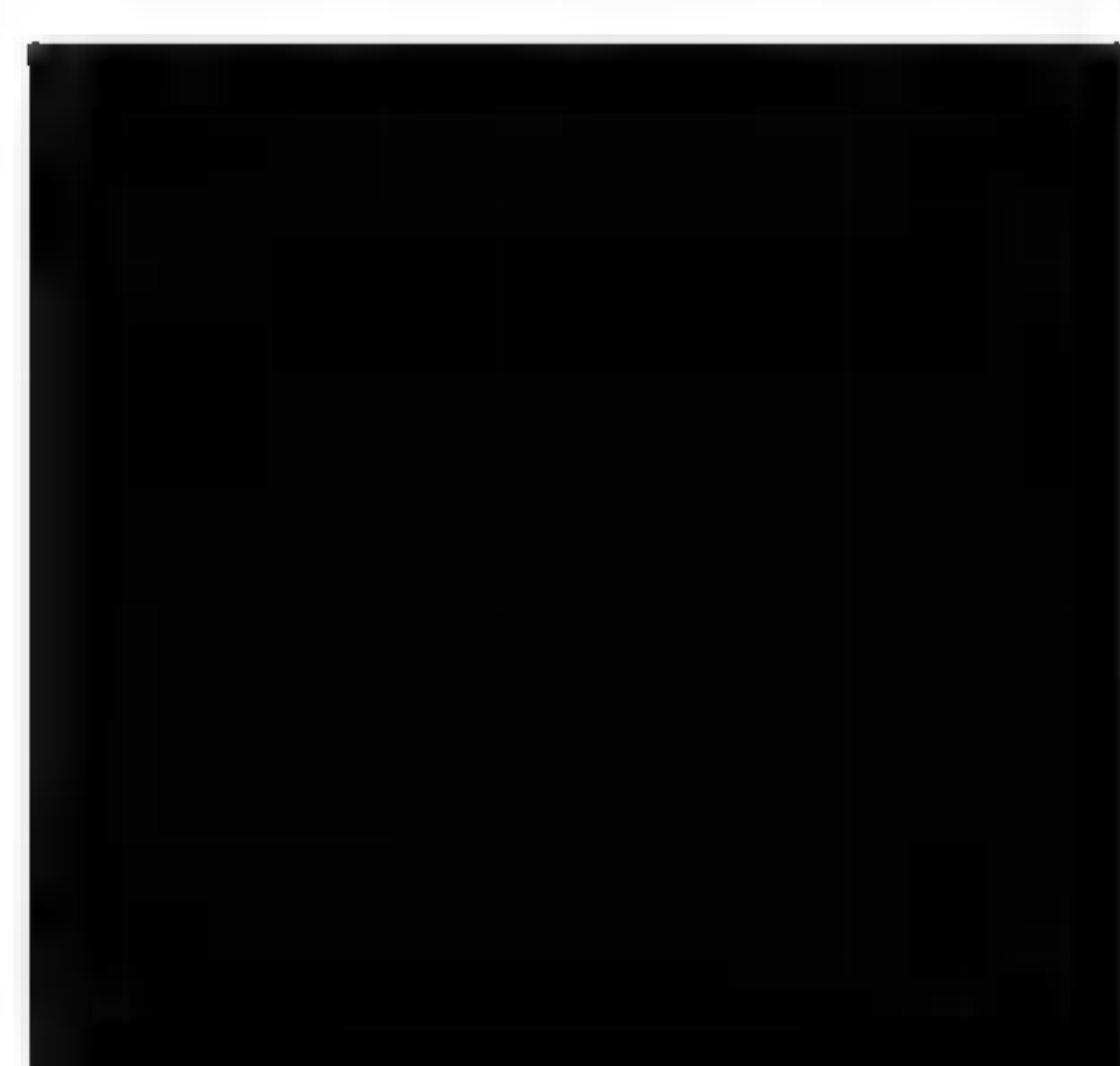
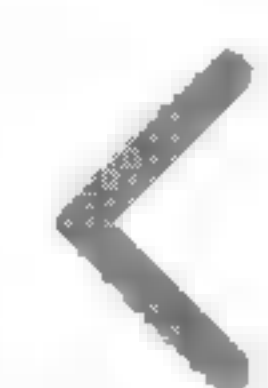
Hi  Are you available in 5 mins? I'm at a conference in DC and will step out. P

Yes i am

Fri, Feb 1, 6:47 PM

Spoke to the superintendent earlier, he made the ask. Trying to figure out logistics. I'll keep you posted.





Omg this would be a huge victory

I make no guarantees, but I'm trying.

I understand. I appreciate the effort

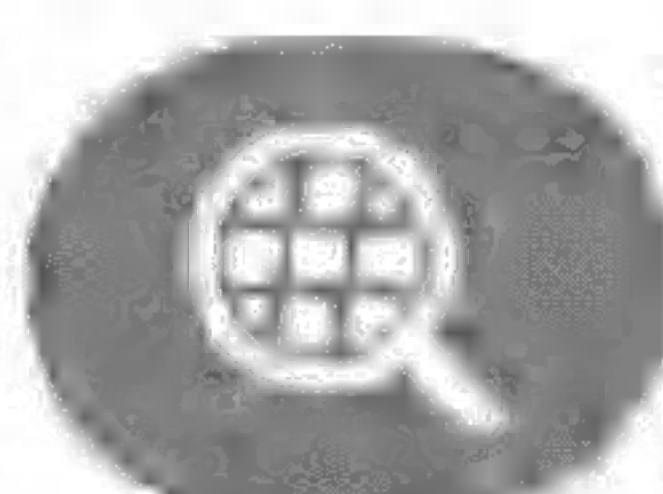
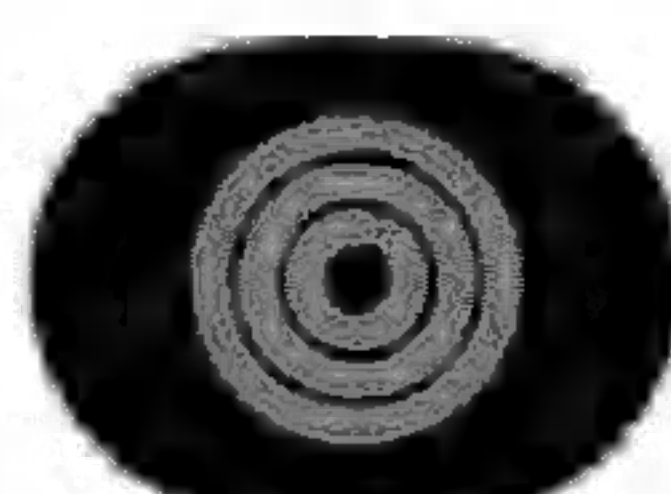
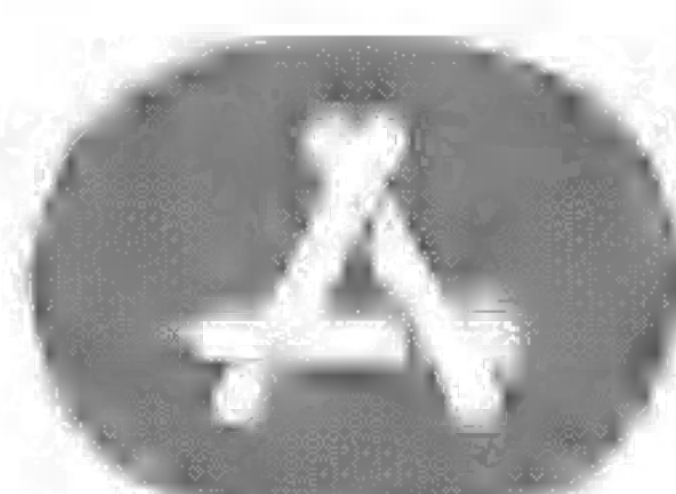
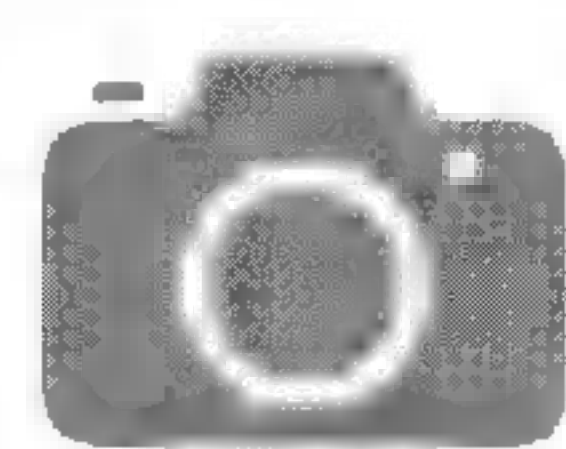
Mon, Feb 4, 11:52 AM

Hey! Hope all is well. I wanted to check in with you about what's happening here when you have a moment.

Ok. Are you available to chat now?

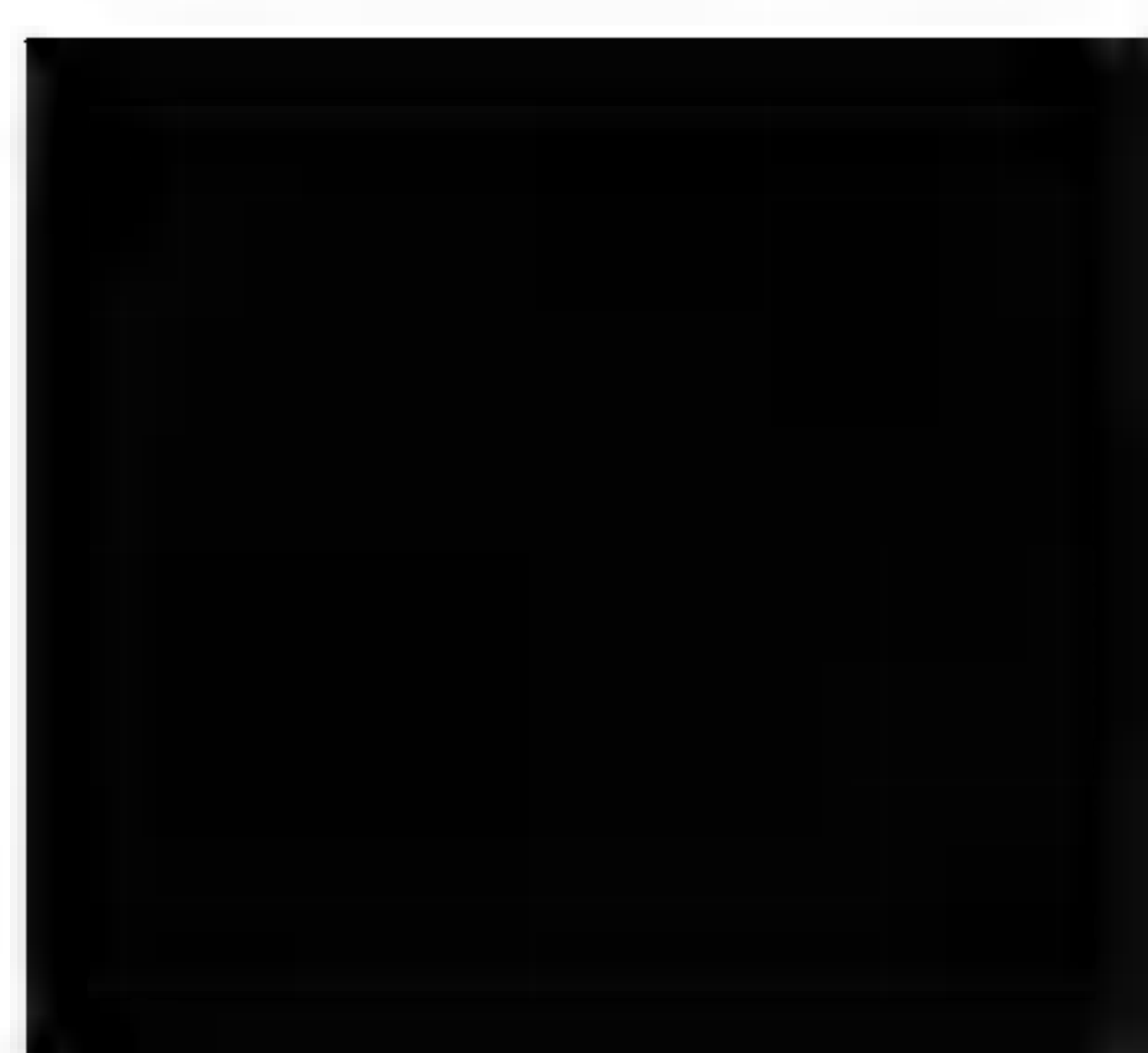
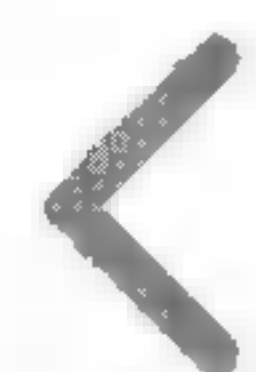
Yes

Ok calling you now



2:20 ↗

Phone



Yes

Ok calling you now

Sorry- had one quick question

Tue, Feb 12, 8:19 AM

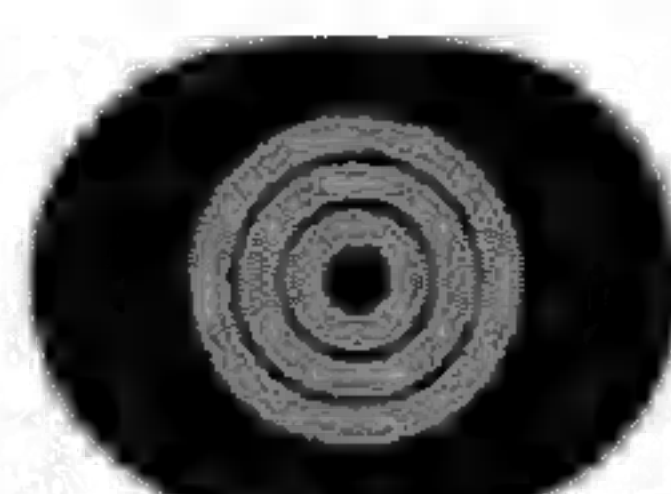
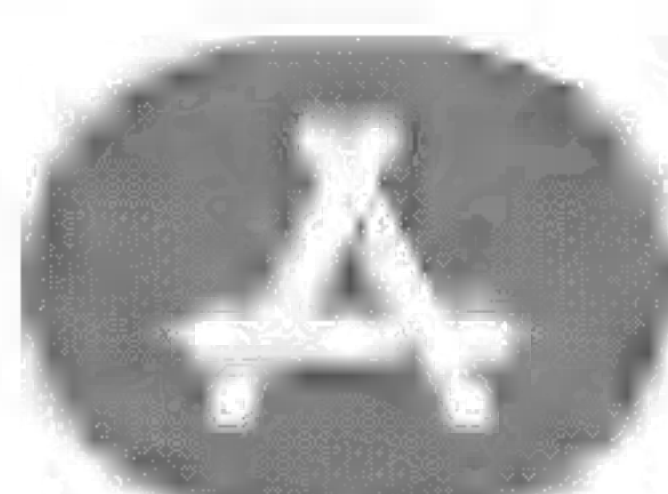
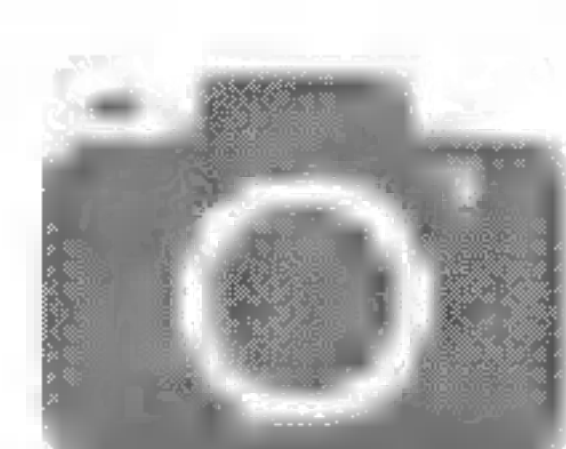
Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM





Tue, Feb 12, 8:19 AM

Hi. Are you available to speak?

Tue, Feb 12, 10:34 AM

Hey! Sorry for the delay. I'm in Florida at a conference. I'm free now

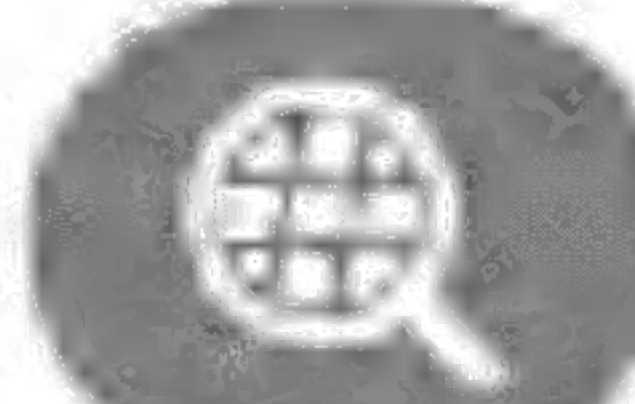
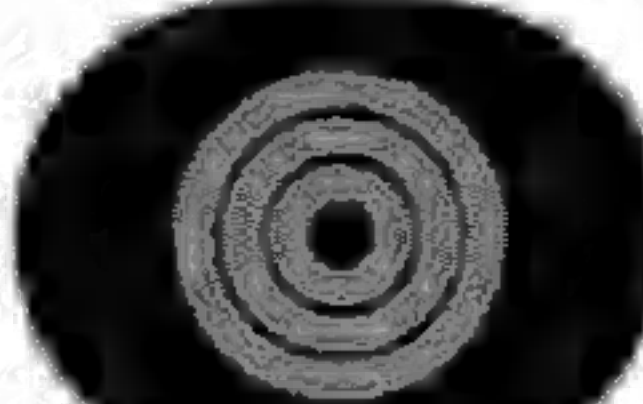
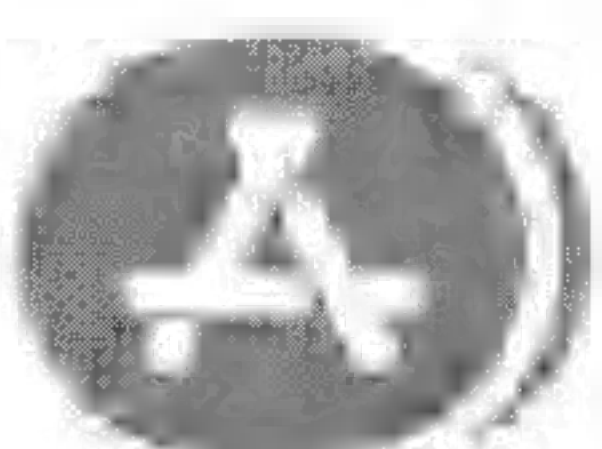
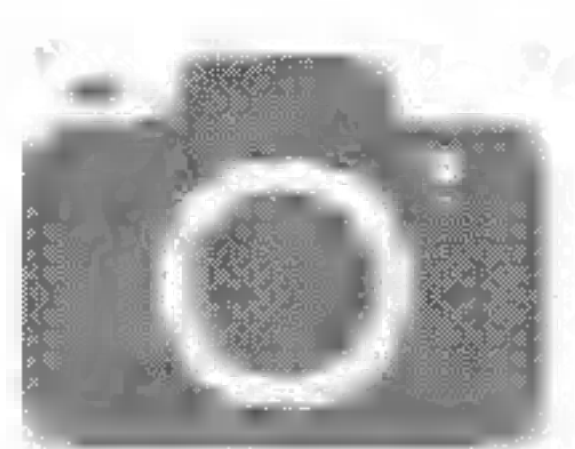
Hi sorry was in training. Available now to speak if you can

Wed, Feb 13, 9:13 AM

Hi again. Are you able to talk?

Sure

Delivered



From: [APRIL PERRY \(States Attorney\)](#)
To: [JOSEPH MAGATS \(States Attorney\)](#); [KIMBERLY FOXX \(States Attorney\)](#)
Cc: [NICHOLAS TRUTENKO \(States Attorney\)](#); [LIAM REARDON \(States Attorney\)](#); [RISA LANIER \(States Attorney\)](#); [DIANN DOPPELT SHERIDAN \(States Attorney\)](#); [KIM WARD \(States Attorney\)](#); [LAURA AYALA-GONZALEZ \(States Attorney\)](#); [PETER LISUZZO \(States Attorney\)](#)
Subject: State's Attorney Recusal
Date: Wednesday, February 13, 2019 6:16:16 PM

Please note that State's Attorney Kim Foxx is recused from the investigation involving victim Jussie Smollett. First Assistant State's Attorney Joe Magats is serving as the Acting State's Attorney for this matter.

Thanks,
April

April Perry
Chief Deputy State's Attorney / Chief Ethics Officer
Cook County State's Attorney's Office
69 W. Washington, Suite 3200, Chicago, IL 60602
P: 312.603.1824 E: april.perry@cookcountyil.gov

From: sao media (States Attorney)
Sent: Tuesday, March 26, 2019 5:19 PM
To: Ailworth, Erin
Subject: Re: WSJ — still waiting for details on Ms. Foxx's recusal

"Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 29-year veteran prosecutor."

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 4:50:55 PM
To: sao media (States Attorney); ROBERT FOLEY (States Attorney); JOSEPH MAGATS (States Attorney)
Subject: WSJ — still waiting for details on Ms. Foxx's recusal

Hi all --

I hate to be a pain in the butt but can someone please send me the statement sent out in February about why Ms. Foxx recused herself from the Smollett case. If that statement is not available, can someone please tell me what the circumstances were? I believe it was because she had had contact with a member or representative of the Smollett family? Please confirm. Thanks!

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 5:24 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Requested info

I sent it while you were in interview too.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 5:11 PM
To: dakarai.turner@foxtv.com
Cc: TANDRA SIMONTON (States Attorney)
Subject: Requested info

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 5:25 PM
To: Stephen Miller
Subject: Re: Interview

Calling in a few minutes ---things are going longer than expected. Thanks for your patience.

FYI - here is a our full statement:

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Stephen Miller <ssmiller@wbbm-am.com>
Sent: Tuesday, March 26, 2019 5:15 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Interview

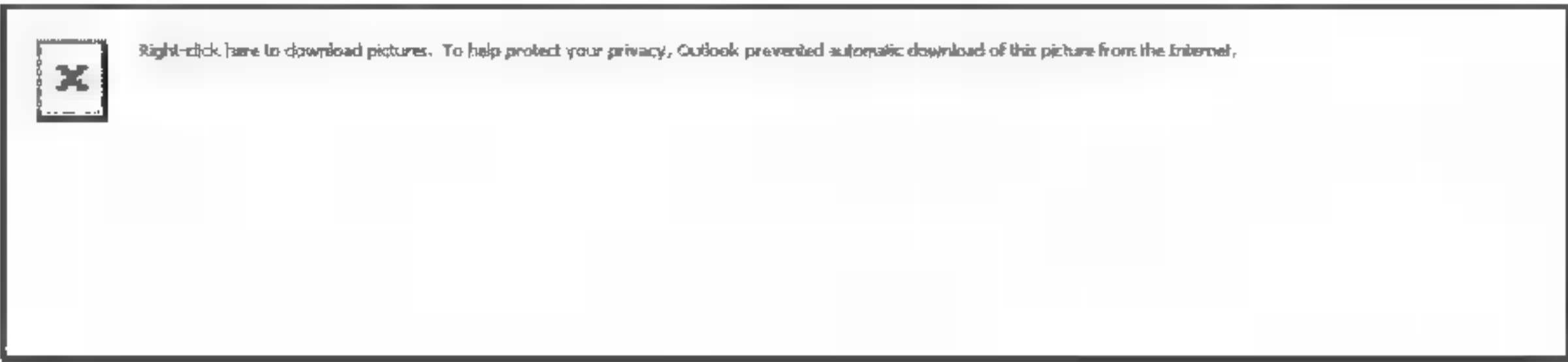
Tandra - Hi. When is he calling?
Thanks.

Steve Miller
Reporter, WBBM Newsradio

Entercom | Chicago
180 North Stetson, Suite 1000
Chicago, IL 60601
O: +1 312-297-7836

M: +1 312-636-9067
stephen.miller@entercom.com

[B96](#) | [Newsradio](#) | [104.3 Jams](#) | [93XRT](#) | [670 The Score](#)
[US99](#) | [Smart Reach Digital](#)



Follow me on Twitter: [@ssmiller](#)

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 5:25 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Requested info

He needed the attachment regarding previous emails and texts.

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 5:23:43 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Requested info

I sent it while you were in interview too.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Cc: TANDRA SIMONTON (States Attorney)
Subject: Requested info

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From: Greg Hinz <ghinz@crain.com>
Sent: Tuesday, March 26, 2019 5:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Smollett statement

Status, tandra? I'm getting close to wrapping up what I'm writing.

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Tuesday, March 26, 2019 at 5:01 PM
To: Greg Hinz <ghinz@crain.com>
Subject: Re: Smollett statement

Ok; he will call shortly.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 4:47 PM, Greg Hinz <ghinz@crain.com> wrote:

Yes, I want to talk to him pls. I have numerous questions.

312-649-5253. asap

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Tuesday, March 26, 2019 at 4:42 PM
To: Greg Hinz <ghinz@crain.com>
Subject: Smollett statement

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Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 5:50 PM
To: Greg Hinz
Subject: Re: Smollett statement

Please give him a few minutes; wrapping a call. Thanks

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Date: Tuesday, March 26, 2019 at 5:01 PM
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Subject: Re: Smollett statement

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email:tandra.simonton@cookcountyil.gov

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<tandra.simonton@cookcountyil.gov>

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To: Greg Hinz <ghinz@crain.com>

Subject: Smollett statement

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Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Gavrilos, Andrew <agavrilos@wgntv.com>
Sent: Tuesday, March 26, 2019 5:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Joe Magats

Hi Tandra,

Joe M. was great at explaining why charges were dropped against Jussie Smollett.

Can he join us live on the WGN Morning News tomorrow morning?

Our studios are in the northwest side.

We can accommodate any time between
5 a.m. - 9 a.m.

Let me know.

Andrew G.
WGN TV Morning News
Producer
773-883-7823

From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 5:58 PM
To: psmith@wbez.org
Subject: Smollett statement

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

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Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com>
Sent: Tuesday, March 26, 2019 6:03 PM
To: TANDRA SIMONTON (States Attorney); sao media (States Attorney)
Cc: Arlia, Rosanna (NBCUniversal); Streff, Stephanie (NBCUniversal, WMAQ); Anguiano, Juan (NBCUniversal)
Subject: NBC Network News Inquiry

Hi Tandra and team,
Can you confirm there is an expungement hearing for Jussie Smollett tomorrow? If yes, any time? Media allowed inside?
Thank you.
Melanie

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589



From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 6:05 PM
To: Gavrilos, Andrew
Subject: Re: Joe Magats

Hi Andrew,

We appreciate your note and thank you for reaching out. However, Mr. Magats is unavailable.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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> We can accommodate any time between
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>
> Let me know.
>
> Andrew G.
> WGN TV Morning News
> Producer
> 773-883-7823
>

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 6:08 PM
To: Kucera, Melanie (NBCUniversal)
Cc: sao media (States Attorney); Arlia, Rosanna (NBCUniversal); Streff, Stephanie (NBCUniversal, WMAQ); Anguiano, Juan (NBCUniversal)
Subject: Re: NBC Network News Inquiry

Not that we are aware of. You may want to contact Mr. Smollett's attorneys for any further updates regarding the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Hi Tandra and team,
Can you confirm there is an expungement hearing for Jussie Smollett tomorrow? If yes, any time? Media allowed inside?
Thank you.
Melanie

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589
<image001.png>

From: Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com>
Sent: Tuesday, March 26, 2019 6:10 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney); Arlia, Rosanna (NBCUniversal); Streff, Stephanie (NBCUniversal, WMAQ); Anguiano, Juan (NBCUniversal)
Subject: RE: NBC Network News Inquiry

Okay, will do.
Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 6:08 PM
To: Kucera, Melanie (NBCUniversal)
Cc: sao media (States Attorney); Arlia, Rosanna (NBCUniversal); Streff, Stephanie (NBCUniversal, WMAQ); Anguiano, Juan (NBCUniversal)
Subject: [EXTERNAL] Re: NBC Network News Inquiry

Not that we are aware of. You may want to contact Mr. Smollett's attorneys for any further updates regarding the case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 6:03 PM, Kucera, Melanie (NBCUniversal) <Melanie.Kucera@nbcuni.com> wrote:

Hi Tandra and team,
Can you confirm there is an expungement hearing for Jussie Smollett tomorrow? If yes, any time? Media allowed inside?
Thank you.
Melanie

Melanie Kucera
Assignment Editor
NBC News | Midwest Bureau
o: 312-836-5566
c: 312-384-0589
<image001.png>

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 6:11 PM
To: M K
Subject: Re: Important question for deadline story

It is my understanding that the State's Attorney did not formally recuse herself or the Office based on any actual conflict of interest. As a result, she did not have to seek the appointment of a special prosecutor under section 3-9008(a-15). Instead, in an abundance of caution, she informally separated herself from the decision-making over the case and left it to her Assistants, as happens in 99.9% of all cases handled by the Office. Although she used the term "recuse" when she announced her decision, it was a colloquial use of the term rather than in its legal sense.

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 2:33:34 PM
To: KIERA ELLIS (States Attorney)
Subject: Important question for deadline story

Hi Kiera,

I'm writing about the Jussie Smollett case. It's come to my attention that there's a state law saying that Kim Foxx may have made a mistake by letting Cook County assistants cut the deal to drop charges because the case should have been handled by a special prosecutor under state law. (See law below.) And not doing so should make the Smollett deal invalid.

I'd appreciate it if you could give me a call ASAP. Thanks,

Mark Konkol

312.259.5577

(55 ILCS 5/3-9008) (from Ch. 34, par. 3-9008)

Sec. 3-9008. Appointment of attorney to perform duties.

(a-10) The court on its own motion, or an interested person in a cause or proceeding, civil or criminal, may file a petition alleging that the State's Attorney has an actual conflict of interest in the cause or proceeding. The court shall consider the petition, any documents filed in response, and if necessary, grant a hearing to determine whether the State's Attorney has an actual conflict of interest in the cause or proceeding. If the court finds that the petitioner has proven by sufficient facts and evidence that the State's Attorney has an actual conflict of interest in a specific case, the court may appoint some competent attorney to prosecute or defend the cause or proceeding.

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--

Mark Konkol

Storyteller|Producer
MONUMENTAL STORIES
Mobile: 312.259.5577

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 6:14 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: Another question

Hi Dick,

Thanks for your kind words!

Not that we are aware of. You may want to contact Mr. Smollett's attorneys for any further updates regarding that.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

> On Mar 26, 2019, at 6:09 PM, Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com> wrote:
>
> Is there an "expungement hearing" tomorrow?
> And p.s. thanks so much for your assistance today. Fast, efficient work.
>
> DJ
>
> Sent from my iPhone

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 6:16 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Important question for deadline story

Ok. Clarification: what do you mean by “your understanding”. Kim did not refuse herself?

The way I understand it is that the whole office is recused in these situations. What do you mean by 99.9 percent of all cases? Has this happened before? If so, when?

On Tue, Mar 26, 2019 at 6:10 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

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Subject: Important question for deadline story

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--

Mark Konkol

Storyteller|Producer

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Mobile: 312.259.5577

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Mark Konkol

Storyteller|Producer

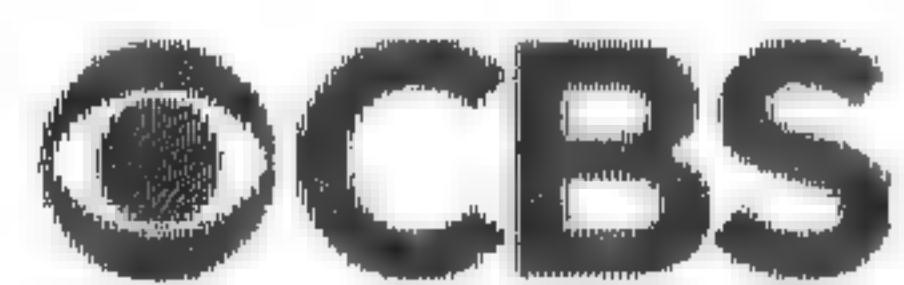
MONUMENTAL STORIES

Mobile: 312.259.5577

From: WBBM-TV Desk <wbbmtvdesk@cbs.com>
Sent: Tuesday, March 26, 2019 6:19 PM
To: sao media (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: Jussie Smollett Expungement Hearing?

Good Afternoon,

I am reaching out to see if you are able to confirm that there is an expungement hearing for Jussie Smollett scheduled for tomorrow. If so, can you provide any available details including time, location etc.? Feel free to contact us directly at (312) 899-2200. Thank you!



Courtney R. Scott
WBBM-TV CHICAGO
News Associate

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2200 Assignment Desk

www.cbschicago.com

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Tuesday, March 26, 2019 6:21 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: Another question

Got it thanks

Sent from my iPhone

> On Mar 26, 2019, at 6:14 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>
> Hi Dick,
>
> Thanks for your kind words!
>
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>> Is there an "expungement hearing" tomorrow?
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>>
>> DJ
>>
>> Sent from my iPhone

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 6:21 PM
To: M K
Subject: Re: Important question for deadline story

Let's set up a call tomorrow for clarity. You're not clear on what we're saying here.

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 6:15:35 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Important question for deadline story

Ok. Clarification: what do you mean by "your understanding". Kim did not refuse herself?

The way I understand it is that the whole office is recused in these situations. What do you mean by 99.9 percent of all cases? Has this happened before? If so, when?

On Tue, Mar 26, 2019 at 6:10 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

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Subject: Important question for deadline story

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Storyteller|Producer

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--

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From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 6:22 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Important question for deadline story

FYI: I'm updating story now. We can still talk tomorrow.

On Tue, Mar 26, 2019 at 6:20 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Let's set up a call tomorrow for clarity. You're not clear on what we're saying here.

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 6:15:35 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Important question for deadline story

Ok. Clarification: what do you mean by "your understanding". Kim did not refuse herself?

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Subject: Important question for deadline story

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Mark Konkol

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From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 6:23 PM
To: M K
Subject: Re: Important question for deadline story

I can talk now.

From: M K <konkolskorner@gmail.com>
Sent: Tuesday, March 26, 2019 6:22:28 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Important question for deadline story

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From: Finn, Matt <Matt.Finn@FOXNEWS.COM>
Sent: Tuesday, March 26, 2019 6:30 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: FOX NEWS NATIONAL : HOW DID WE NOT RECEIVE EITHER PRESS RELEASE TODAY?

Can you please immediately add us to any media updates moving forward? Especially in the Smollett case.

Matt Finn
312 508 2409

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: joseph.magats@cookcountyil.gov
Sent: Tuesday, March 26, 2019 6:32 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fwd: WSJ -- still waiting for details on Ms. Foxx's recusal

Sent from my iPhone

Begin forwarded message:

From: "Ailworth, Erin" <erin.ailworth@wsj.com>
Date: March 26, 2019 at 16:50:55 CDT
To: Tandra Simonton <sao.media@cookcountyil.gov>, "ROBERT FOLEY (States Attorney)" <ROBERT.FOLEY@cookcountyil.gov>, joseph.magats@cookcountyil.gov
Subject: WSJ -- still waiting for details on Ms. Foxx's recusal

Hi all --

I hate to be a pain in the butt but can someone please send me the statement sent out in February about why Ms. Foxx recused herself from the Smollett case. If that statement is not available, can someone please tell me what the circumstances were? I believe it was because she had had contact with a member or representative of the Smollett family? Please confirm. Thanks!

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: JOSEPH MAGATS (States Attorney)
Sent: Tuesday, March 26, 2019 6:32 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fwd: WSJ -- still waiting for details on Ms. Foxx's recusal

Sent from my iPhone

Begin forwarded message:

From: "Ailworth, Erin" <erin.ailworth@wsj.com>
Date: March 26, 2019 at 16:50:55 CDT
To: Tandra Simonton <sao.media@cookcountyil.gov>, "ROBERT FOLEY (States Attorney)" <ROBERT.FOLEY@cookcountyil.gov>, joseph.magats@cookcountyil.gov
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Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth

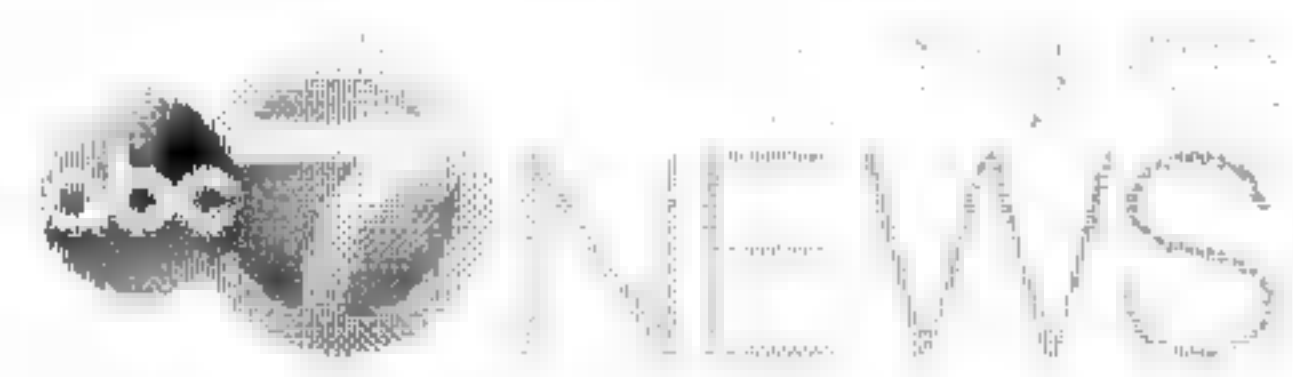


From: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Sent: Tuesday, March 26, 2019 6:33 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: First Assistant State's Attorney Magats--Morning show

Okay, thank you.

Also we are hearing there is an expungement hearing tomorrow for Smollett. Can you confirm this?

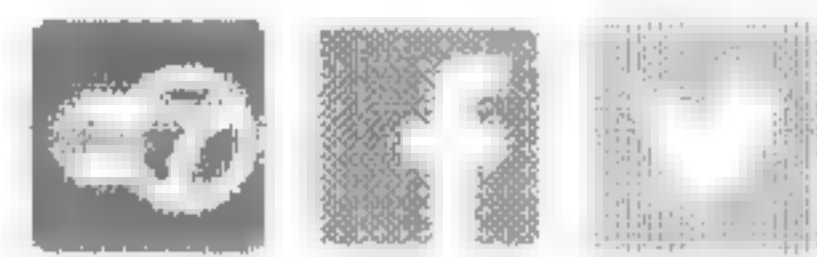
Thanks.



**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
www.abc7chicago.com



From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 6:30 PM
To: Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com>
Subject: Re: First Assistant State's Attorney Magats--Morning show

Hi Eric -

We appreciate the invite, however Mr. Magats is unavailable.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 6:27 PM, Siegel, Eric H. (WLS-TV) <Eric.H.Siegel@abc.com> wrote:

Hi Tandra,

Would First Assistant State’s Attorney Joe Magats be available to come on our morning show at 6am tomorrow?

Thanks

<image001.png>

**Eric Siegel | Assignment Editor |
ABC 7 Chicago**

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

Eric.H.Siegel@abc.com
www.abc7chicago.com

<image002.png> <image003.png> <image004.png>

From: tandra.simonton@cookcountyil.gov
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To: JOSEPH MAGATS (States Attorney)
Cc: KIERA ELLIS (States Attorney)
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You're late Joe..What have you been doing all day?? LOL they received the info. Thanks

Tandra R. Simonton
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Begin forwarded message:

From: "Ailworth, Erin" <erin.ailworth@wsj.com>
Date: March 26, 2019 at 16:50:55 CDT
To: Tandra Simonton <sao.media@cookcountyil.gov>, "ROBERT FOLEY (States Attorney)" <ROBERT.FOLEY@cookcountyil.gov>, joseph.magats@cookcountyil.gov
Subject: WSJ -- still waiting for details on Ms. Foxx's recusal

Hi all --

I hate to be a pain in the butt but can someone please send me the statement sent out in February about why Ms. Foxx recused herself from the Smollett case. If that statement is not available, can someone please tell me what the circumstances were? I believe it was because she had had contact with a member or representative of the Smollett family? Please confirm. Thanks!

-- Erin

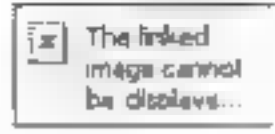
* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: TANDRA SIMONTON (States Attorney)
Sent: Tuesday, March 26, 2019 6:43 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: [EXTERNAL] Re: Another question

Give me a quick call.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Tuesday, March 26, 2019 6:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: Another question

Got it thanks

Sent from my iPhone

> On Mar 26, 2019, at 6:14 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:
>
> Hi Dick,
>
> Thanks for your kind words!
>
> Not that we are aware of. You may want to contact Mr. Smollett's attorneys for any further updates regarding that.
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> Tandra R. Simonton
> Chief Communications Officer
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> 312-603-1848 direct
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>> On Mar 26, 2019, at 6:09 PM, Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com> wrote:
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>> Is there an "expungement hearing" tomorrow?
>> And p.s. thanks so much for your assistance today. Fast, efficient work.
>>
>> DJ

>>

>> Sent from my iPhone

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Tuesday, March 26, 2019 7:02 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: [EXTERNAL] Re: Another question

Sorry just saw this. Tried you and it went to vm. Call my cell if you wish. [REDACTED] Thanks

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 6:43 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: [EXTERNAL] Re: Another question

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>> DJ
>>
>> Sent from my iPhone

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 7:12 PM
To: KIERA ELLIS (States Attorney)
Cc: Rob Wildeboer
Subject: RE: If you get a chance, can you send the name of the statute you mentioned?

Hey, writing out my technical questions in case it's easier for you to answer by email

The statute you sent says that the defendant would be in a program "not less than 12 months" is Smollett in some kind of program now?

Also—is it fair to call is bond forfeiture some kind of restitution?

Thanks,
Shannon

Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Shannon Heffernan
Sent: Tuesday, March 26, 2019 5:51 PM
To: 'KIERA ELLIS (States Attorney)' <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: If you get a chance, can you send the name of the statute you mentioned?

Great. If you have a moment after your other interview a call would be great. Just trying to clarify some technical things.

Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: KIERA ELLIS (States Attorney) [<mailto:KIERA.ELLIS@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 5:29 PM
To: Shannon Heffernan <sheffernan@wbez.org>
Subject: Re: If you get a chance, can you send the name of the statute you mentioned?

In a theoretical sense yes, in that we diverted the case out of the traditional criminal justice process because we found certain conditions were met. However, in a practical sense, he was not placed in a "diversion" program as is commonly referred to.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 5:19:13 PM
To: KIERA ELLIS (States Attorney)
Subject: RE: If you get a chance, can you send the name of the statute you mentioned?

Would this be the same as "pre-trial diversion" also... Do you know how many of those 5,700 cases were felony cases? We are just getting messages all over the map about how normal or abnormal this is... and trying to quantify it.

Shannon

Shannon Heffernan
Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ 91.5 Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: KIERA ELLIS (States Attorney) [<mailto:KIERA.ELLIS@cookcountyil.gov>]
Sent: Tuesday, March 26, 2019 12:01 PM
To: Shannon Heffernan <sheffernan@wbez.org>
Subject: Re: If you get a chance, can you send the name of the statute you mentioned?

In the first two years of the Foxx administration, we referred over 5,700 offenders for alternative prosecution.

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 11:57:17 AM
To: Shannon Heffernan
Subject: Re: If you get a chance, can you send the name of the statute you mentioned?

<http://www.ilga.gov/legislation/ilcs/fulltext.asp?DocName=073000050K5-6-3.3>

From: Shannon Heffernan <sheffernan@wbez.org>
Sent: Tuesday, March 26, 2019 11:54:27 AM
To: KIERA ELLIS (States Attorney)
Subject: If you get a chance, can you send the name of the statute you mentioned?

I want to be sure I'm using the correct language to describe what mechanism was used here/

Is this "deferred prosecution"?

Shannon Heffernan

Criminal Justice Reporter
Twitter: [Shannon_h](#)
O 312.893.2937 C 773.314.6185
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: Amanda Vinicky <avinicky@wttw.com>
Sent: Tuesday, March 26, 2019 7:18 PM
To: KIERA ELLIS (States Attorney)
Subject: Magats - thanks

Kiera –

Thanks so much for arranging the interview for WTTW/Matt and SA Magats – we were able to present such a clearer picture of what occurred in the Smollett case/why the charges were dismissed – because of it.

-Amanda

Amanda Vinicky | Correspondent, *Chicago Tonight*
wttw
5400 N St Louis Ave | Chicago IL 60625
o: 773.509.5461
c: 773.217.0316
e: avinicky@wttw.com
twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 7:24 PM
To: Amanda Vinicky
Subject: Re: Magats - thanks

Hi Amanda,

Sorry for the delay and I'm glad it worked out. We are working on a few

From: Amanda Vinicky <avinicky@wttw.com>
Sent: Tuesday, March 26, 2019 7:18:15 PM
To: KIERA ELLIS (States Attorney)
Subject: Magats - thanks

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Thanks so much for arranging the interview for WTTW/Matt and SA Magats – we were able to present such a clearer picture of what occurred in the Smollett case/why the charges were dismissed – because of it.

-Amanda

Amanda Vinicky | Correspondent, *Chicago Tonight*
[wttw](http://wttw.com)
5400 N St Louis Ave | Chicago IL 60625
o: 773.509.5461
c: 773.217.0316
e: avinicky@wttw.com
twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Tuesday, March 26, 2019 7:31 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett/ expungment hearing tomorrow?

Is there a 9a expungment hearing tomorrow?

If so, would it be in courtroom 304 again?

Thank you

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: ALYSON MILLER (States Attorney)
Sent: Tuesday, March 26, 2019 7:34 PM
To: TYLER EDWARDS (States Attorney)
Subject: Re: Stories so far

From: TYLER EDWARDS (States Attorney)
Sent: Tuesday, March 26, 2019 4:38 PM
To: BRENSKI COLEMAN (States Attorney); ALYSON MILLER (States Attorney)
Subject: Fwd: Stories so far

Get [Outlook for iOS](#)

From: TYLER EDWARDS (States Attorney) <tyler.edwards@cookcountyiil.gov>
Sent: Tuesday, March 26, 2019 3:58 PM
To: KIERA ELLIS (States Attorney)
Subject: Stories so far

NYT: <https://www.nytimes.com/2019/03/26/arts/television/jussie-smollett-charges-dropped.html>

WaPo: https://www.washingtonpost.com/arts-entertainment/2019/03/26/charges-against-empire-actor-jussie-smollett-dropped-his-attorney-says/?utm_term=.4be48dc118f8

CBS2: <https://chicago.cbslocal.com/video/4053947-jussie-smollet-case-first-assistant-states-attorney-joseph-magats-responds-to-mayors-emanuels-whitewashing-accusation/>

ABC: <https://abcnews.go.com/Entertainment/wireStory/latest-prosecutors-call-smollett-outcome-61954536>

Tribune: <https://www.chicagotribune.com/news/local/breaking/ct-met-jussie-smollett-charges-dropped-20190326-story.html>

NBC5: <https://www.nbcchicago.com/news/local/jussie-smollett-charges-dropped-reaction-507673291.html>

Boston Herald (Opinion): <https://www.bostonherald.com/2019/03/26/jussie-smolletts-attorneys-say-all-criminal-charges-dropped/>

From: tandra.simonton@cookcountyil.gov
Sent: Tuesday, March 26, 2019 7:37 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: [EXTERNAL] Re: Another question

This should be directed to Mr. Smollett's attorneys. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 6:42 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

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312-603-1848 direct
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>> Sent from my iPhone

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 7:38 PM
To: KIERA ELLIS (States Attorney)
Subject: Fwd: A Statement from the Rainbow PUSH Coalition on Jussie Smollett
Attachments: smollettstatement.pdf

Also, Rainbow Push is saying in the statement below that community service was not court ordered. How do we square that?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



----- Forwarded message -----

From: **Don Terry** <dterry@rainbowpush.org>
Date: Tue, Mar 26, 2019 at 7:30 PM
Subject: A Statement from the Rainbow PUSH Coalition on Jussie Smollett
To:

Media Contacts: Don Terry
dterry@rainbowpush.org

FOR IMMEDIATE RELEASE
Tuesday, March 26, 2019

A Statement from the Rainbow PUSH Coalition on Jussie Smollett

The Rainbow PUSH Coalition is an international human rights/civil rights organization that is committed to advancing the human rights of all people. When we first heard of Jussie Smollett's crisis, we reached out to him and "Empire" to see if we could be helpful. Jussie met with us and has given of himself to our organization and the movement for social justice.

We have members and supporters across the country and around the world. Many of our members and supporters give of themselves and their time to help achieve the goals of the organization. Jussie is a member of our organization. He, like many other members, has given of his time and talent and continues to do so. During this period of disruption to his life and livelihood, Jussie has spent time here helping to advance this important work. There was no court-ordered community service here.

Media questions about the rationale for dismissing the charges against Jussie are best directed to his counsel and the Office of the State's Attorney. The prosecutors' decision to dismiss the charges are the prosecutors alone, and Jussie should not be the one to defend the decision. He has maintained his innocence from the very beginning.

At a time when our city is wrestling with excessive violence and unsolved homicides our resources and energies should be focused there. Any further questions about Jussie Smollett's case should be directed to his lawyer.

We will continue to reach out to the challenges in our community. We will not stop until there is peace and justice for all.

-30-

Rainbow PUSH Coalition is a multi-racial, multi-issue, progressive, international organization that was formed in December 1996 by the Reverend Jesse L. Jackson, Sr. through merging of two organizations he founded Operation PUSH People United to Serve Humanity (estab. 1971) and the Rainbow Coalition (estab. 1984). With headquarters in Chicago and offices in Washington, D.C., Atlanta, Detroit, Houston, Los Angeles, New York and Oakland, the organization works to make the American Dream a reality for all citizens while advocating for peace and justice around the world. RPC is dedicated to improving the lives of all people by serving as a voice for the voiceless. Its mission is to protect, defend and gain civil rights by leveling the economic and educational playing fields while promoting peace and justice around the world.

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Media Contacts: Don Terry
dterry@rainbowpush.org

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@RPCoalition



Facebook



Instagram



@RevJJackson

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From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 7:39 PM
To: Ailworth, Erin
Subject: RE: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

That is true. It was not court ordered by a judge.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



----- Forwarded message -----

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Date: Tue, Mar 26, 2019 at 7:30 PM

Subject: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

To:

Media Contacts: Don Terry
dterry@rainbowpush.org

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Tuesday, March 26, 2019

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From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 7:42 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

OK, so not court ordered but required by prosecutors in order to drop charges, yes?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



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Kiera S. Ellis

Director of External Affairs

Cook County State's Attorney's Office

69 W. Washington, Suite 3200

Chicago, IL 60602

312.603.5896

Kiera.Ellis@cookcountyil.gov

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Sent: Tuesday, March 26, 2019 7:38 PM

To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>

Subject: Fwd: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

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MIDWEST CORRESPONDENT



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Media Contacts: Don Terry

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From: KIERA ELLIS (States Attorney)
Sent: Tuesday, March 26, 2019 7:44 PM
To: Ailworth, Erin
Subject: RE: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

Correct, per the statement below.

<https://www.cookcountystatesattorney.org/news/statement-dismissal-charges-jussie-smollett>

“The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped.”



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 7:42 PM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: Re: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

OK, so not court ordered but required by prosecutors in order to drop charges, yes?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Tue, Mar 26, 2019 at 7:39 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

That is true. It was not court ordered by a judge.



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From: Ailworth, Erin <erin.ailworth@wsj.com>

Sent: Tuesday, March 26, 2019 7:38 PM

To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>

Subject: Fwd: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

Also, Rainbow Push is saying in the statement below that community service was not court ordered. How do we square that?

-- Erin

* Please note my new Chicago contact info below.

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----- Forwarded message -----

From: **Don Terry** <dterry@rainbowpush.org>

Date: Tue, Mar 26, 2019 at 7:30 PM

Subject: A Statement from the Rainbow PUSH Coalition on Jussie Smollett

To:

Media Contacts: Don Terry

dterry@rainbowpush.org

FOR IMMEDIATE RELEASE

Tuesday, March 26, 2019

A Statement from the Rainbow PUSH Coalition on Jussie Smollett

The Rainbow PUSH Coalition is an international human rights/civil rights organization that is committed to advancing the human rights of all people. When we first heard of Jussie Smollett's crisis, we reached out to him and "Empire" to see if we could be helpful. Jussie met with us and has given of himself to our organization and the movement for social justice.

We have members and supporters across the country and around the world. Many of our members and supporters give of themselves and their time to help achieve the goals of the organization. Jussie is a member of our organization. He, like many other members, has given of his time and talent and continues to do so. During this period of disruption to his life and livelihood, Jussie has spent time here helping to advance this important work. There was no court-ordered community service here.

Media questions about the rationale for dismissing the charges against Jussie are best directed to his counsel and the Office of the State's Attorney. The prosecutors' decision to dismiss the charges are the prosecutors alone, and Jussie should not be the one to defend the decision. He has maintained his innocence from the very beginning.

At a time when our city is wrestling with excessive violence and unsolved homicides our resources and energies should be focused there. Any further questions about Jussie Smollett's case should be directed to his lawyer.

We will continue to reach out to the challenges in our community. We will not stop until there is peace and justice for all.

-30-

Rainbow PUSH Coalition is a multi-racial, multi-issue, progressive, international organization that was formed in December 1996 by the Reverend Jesse L. Jackson, Sr. through merging of two organizations he founded Operation PUSH People United to Serve Humanity (estab. 1971) and the Rainbow Coalition (estab. 1984). With headquarters in Chicago and offices in Washington, D.C., Atlanta, Detroit, Houston, Los Angeles, New York and Oakland, the organization works to make the American Dream a reality for all citizens while advocating for peace and justice around the world. RPC is dedicated to improving the lives of all people by serving as a voice for the voiceless. Its mission is to protect, defend and gain civil rights by leveling the economic and educational playing fields while promoting peace and justice around the world.

Get Informed & Be Social with PUSH!

Keep up with Rev. Jackson and the work of the Rainbow PUSH Coalition at www.rainbowpush.org.

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 7:49 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: CBS had something from Joe Magats ...

Absolutely:

“Based on all facts and circumstances of the case, and also keeping in mind resources and keeping in mind that the office’s number one priority is to combat violent crime and the drivers of violence, I decided to offer this disposition in the case,” Magats said.

<https://chicago.cbslocal.com/2019/03/26/jussie-smollett-prosecutor-speaks/>

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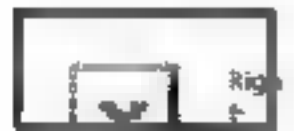
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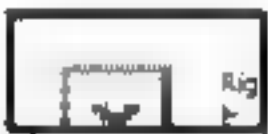
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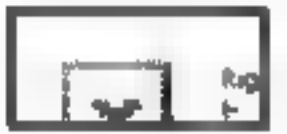
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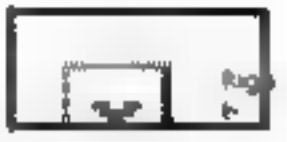
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No criminal history, whatsoever.

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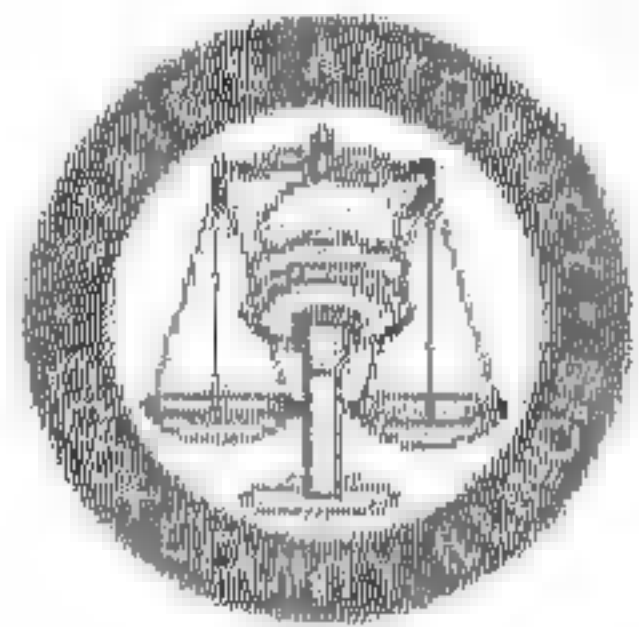
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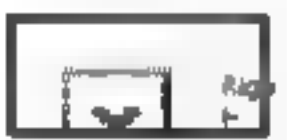
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Sent: Tuesday, March 26, 2019 7:48 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: CBS had something from Joe Magats ...

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Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



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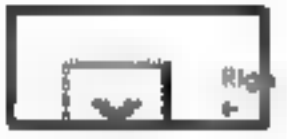


From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Tuesday, March 26, 2019 8:16 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: CBS had something from Joe Magats ...

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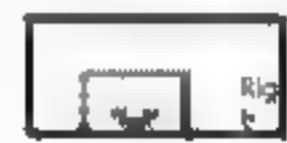
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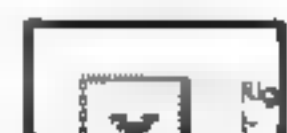
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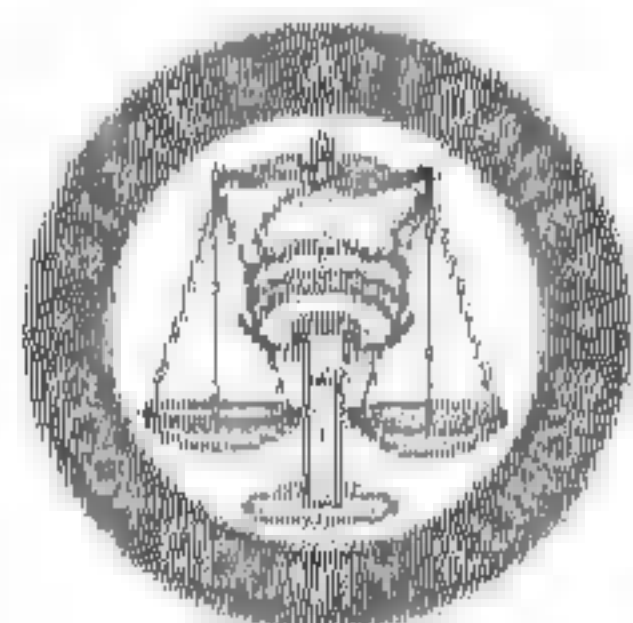
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Sent: Tuesday, March 26, 2019 8:23 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: CBS had something from Joe Magats ...

Got it. So it sounds like if we say cases where the defendant has no violent criminal history we'll be good?

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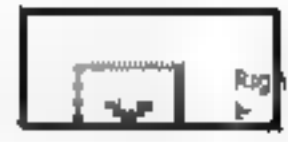
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Twitter: [@ailworth](https://twitter.com/ailworth)



From: Matt Feneis <[REDACTED]>
Sent: Tuesday, March 26, 2019 8:47 PM
To: APRIL PERRY (States Attorney)
Subject: Smollett hate crime hoax

The world is watching. I hope for your sake you can do the right thing. The American people understand that Chicago Illinois is probably the most corrupt city in the United States. God bless you.

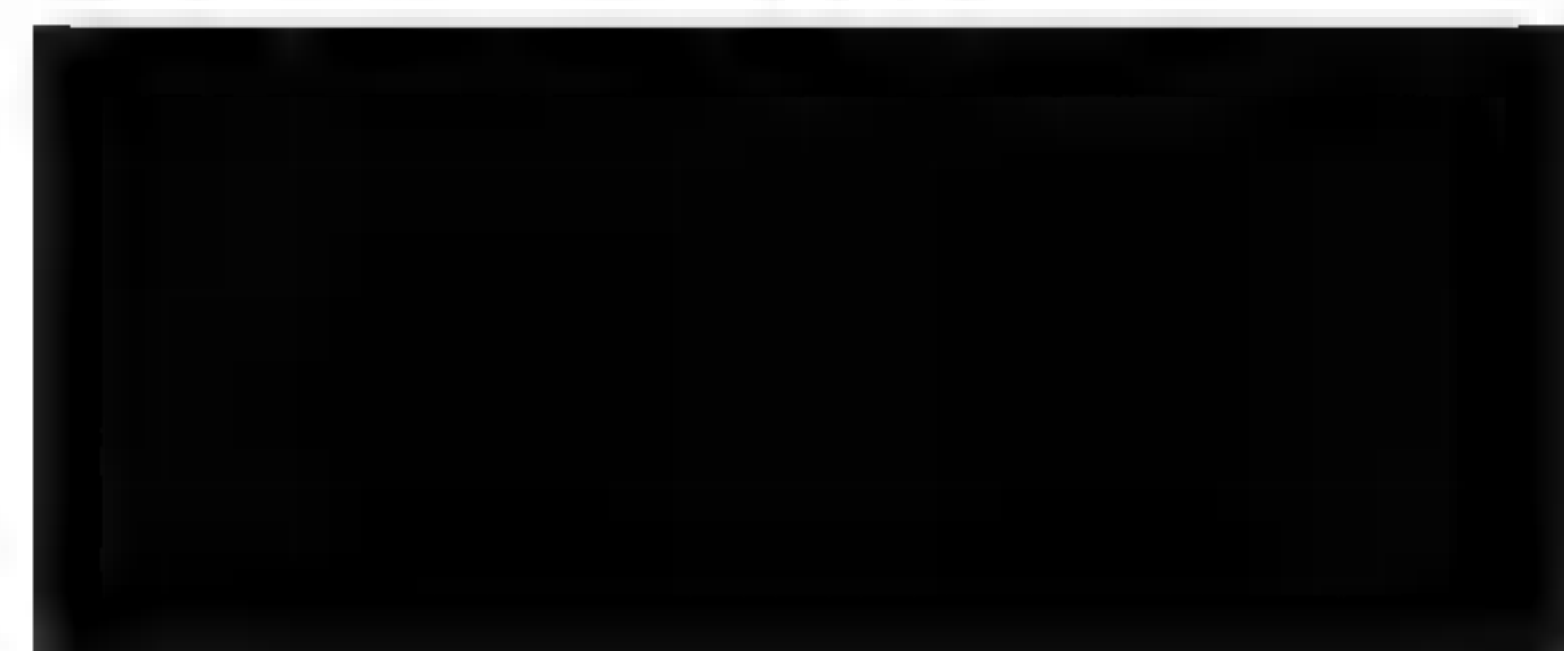
From: [REDACTED]
Sent: Tuesday, March 26, 2019 11:54 PM
To: SAO Data
Subject: Case ID # 179,007,600,635

Cook County State's Attorney's Office,

Is Case ID # 179,007,600,635 the Jussie Smollett case?
<http://datacatalog.cookcountyil.gov/courts/intake/3k7z-hchi>

Sincerely,

Michael Robert Walters



From: Gousman, Courtney <cgousman@wgntv.com>
Sent: Wednesday, March 27, 2019 2:31 AM
To: TANDRA SIMONTON (States Attorney)
Cc: Zuick, Andrew
Subject: WGN SMOLLETT EXPUNGEMENT HEARING?

Hey Tandra,

Is it correct there will be an expungement hearing today for Jussie Smollet?
Would that be 9A, Leighton Criminal Courts Bldg?

Courtney Gousman

Reporter/ Anchor

WGN-TV/ CLTV

(312)768-3206 M

(773)883-3218 W

cgousman@wgntv.com

From: Walker, Carrie S. (WLS-TV) <Carrie.S.Walker@abc.com>
Sent: Wednesday, March 27, 2019 5:28 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Smollett Hearing today?

Good Morning Tandra,

We were told last night there would be a hearing today regarding Smollett at 9am in room 101 today?
Is this true? If not, do you have any information on any hearings regarding this case?

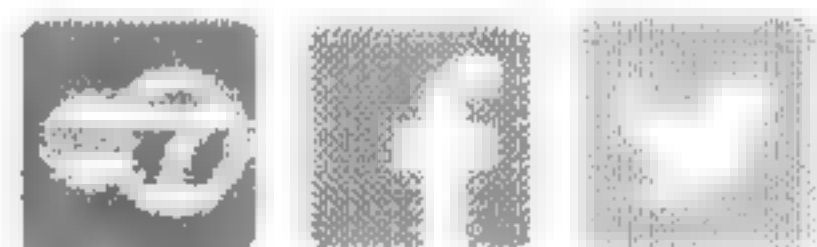
Thank you,



Carrie S. Walker | Assignment Editor |
ABC 7 Chicago

312.750.7381 p | 312.899.8019 f
190 North State Street | Chicago, IL | 60601

carrie.s.walker@abc.com
abc7chicago.com



From: Chekago <[REDACTED]>
Sent: Wednesday, March 27, 2019 6:54 AM
To: MARNY ZIMMER (States Attorney); LATOYA HUGHES (States Attorney);
joe.deal@cityofchicago.org; Eddie Johnson; Anthony Riccio #2CPD;
jonathan.lewin@chicagopolice.org; tina.skahill@chicagopolice.org; Rahm Emanuel
Subject: Knows 2 wives

https://en.m.wikipedia.org/wiki/Tina_Tchen

Sent from my iPad

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, March 27, 2019 7:28 AM
To: Walker, Carrie S. (WLS-TV)
Subject: Re: Smollett Hearing today?

We don't have any info; try contacting Mr. Smollett's attorneys or the Clerk's Office to confirm. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

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carrie.s.walker@abc.com
abc7chicago.com

<image002.png> <image003.png> <image004.png>

From: jerry nicholas [REDACTED]
Sent: Wednesday, March 27, 2019 8:27 AM
To: APRIL PERRY (States Attorney)
Subject: Fwd: code-of-ethics-for-child-welfare-professionals.pdf
Attachments: code-of-ethics-for-child-welfare-professionals.pdf

Dear April Perry my name is jerry nicholas as you are the ethical officer of the cook county states attorneys office. Please understand states attorney Kim Foxx has allowed assistant states attorney Thomas j. Darman to committ perjury and filing false statements of facts without probable cause and or Exigent Circumstances without an Affidavit. On july 16th, 1993, Thomas j. Darman filed six petitions stating Christopher Nicholas princess Nicholas jerry Nicholas Prentiss Nicholas Carolyn Nicholas and Wendy Nicholas was taking into protective custody on July 22nd 1993, although the case was never screened into court. No stipulation or an agreement was ever filed or signed. Please understand this assistant states attorney lied under oath because my children were at home and the Chicago police entered our home without a warrant and they put guns to our heads and raided our house and seized our four children out of six in which two of our children were in school on July 27th 1993, went missing never came back home. our four children were screaming crying and forcibly removed from our care on July 27th 1993, this attorney has never came forward to admit he has committed obstruction of justice because our children were concealed and hidden from us for 16 years and their names were altered and changed without a court order. Also please understand attorney Tina Tchen was the dcfs attorney in 1993, who allowed dcfs to violate all of our rights under the code of ethics. None of this happen. our children have suffered irreversible brain damage torture severe medical neglect excessive corpal punishment sexual assault and unlawful psychiatric drugging without justification and without a court order. Toni preckwinkle cook county board president has refused to make the public guardian's office of Charles Goldbert jill runk respond to the false misrepresentation and legal malpractice of my six children this office banned me and my wife Joanne Nicholas from seeing our children for 16 years and they watched and allowed our children to suffer all of this unnecessary emotional abuse and trauma. Based on hearsay an unknown person made allegations starting jerry Nicholus threaten to kill himself and his five children and that he was psychotic. Our case became high profile when we appeared in the Chicago defender newspaper on may 21st 1994, and on channel 9 news with Steve Sanders June 20th 1994, we need justice no legal clinic in Chicago has ever came to our aid to review this case on our behalf including the email I sent to attorney Patricia Brown Holmes that is representing jussie smollett she ignored my cry out for help. Jerry Nicholas [REDACTED]
[REDACTED]

----- Forwarded message -----

From: jerry nicholas [REDACTED]
Date: Wed, Sep 26, 2018, 9:50 AM
Subject: code-of-ethics-for-child-welfare-professionals.pdf
To: [REDACTED]

CODE OF ETHICS FOR CHILD WELFARE PROFESSIONALS

**Published by the
Illinois Department of Children and Family Services**

Table of Contents

Preamble

1. General Responsibilities

1.01 Integrity

1.02 Propriety

1.03 Competence

1.04 Avoiding Harm

1.05 Nondiscrimination

1.06 Sexual Harassment

1.07 Conflict of Interest

1.08 Personal Problems

1.09 Documentation of Professional Work

2. Responsibilities to Clients

2.01 Integrity

2.02 Client Self-Determination

2.03 Informed Consent

2.04 Confidentiality

2.05 Sexual Relations with Clients

2.06 Termination of Services

3. Responsibilities to Colleagues

4. Responsibilities to the Court

5. Responsibilities to Foster Parents

6. Responsibilities in Supervision

6.01 Personal Integrity

6.02 Management Responsibilities

7. Responsibilities in Administration

7.01 Personal Integrity

7.02 Public Welfare

7.03 Organization

8. Responsibilities in Research

9. Responsibilities to the Child Welfare Field

10. Responsibilities to Society

11. Ethical Decision-Making

CODE OF ETHICS FOR

CHILD WELFARE PROFESSIONALS

PREAMBLE

Society values each child's natural right to have basic needs for survival and development met and each child's natural right to live with his/her parents. Society also values each parent's natural right to rear his/her child, but through its child welfare laws, defines certain situations in which the parent's rights can be limited so that the child can be protected. Society delegates to the child welfare field and to those who become members of the field the authority to intervene in the lives of families with the goals of ensuring the safety of abused and neglected children, assisting parents in meeting minimum parenting standards, and planning alternative permanent care when parents are incapable of or unwilling to meet those standards.

The child welfare professional is a person who functions in a societally sanctioned decision making capacity for neglected and/or abused children and their families.

When individuals accept the role of child welfare professional and the delegated authority inherent in that role, they publicly acknowledge having the professional responsibilities which accompany that authority. Society and agency clients, therefore, have legitimate expectations about the nature of professional intervention as it occurs in one-on-one professional/client interactions, in the management and administration of those providing intervention, and in policy decision-making.

Because of their special knowledge and authority, all professionals are in a position of power in inherently unequal relationships with their clients. The power of child welfare professionals is particularly daunting because of their delegated state authority and the

mandated nature of their professional/client relationships. Their clients and society must be able to trust that child welfare professionals are working with their clients' interests in mind with no element of disrespect, punishment, or personal bias. Child welfare professionals must behave in such a manner as to ensure not only that their delegated authority is exercised appropriately but that their clients and society perceive their use of authority as appropriate.

Child welfare professionals' responsibilities to clients are grounded in a fiduciary relationship with its promise of trustworthy intervention in the lives of those less powerful. This type of relationship entails certain responsibilities based on the values of respect for persons, client self-determination, individualized intervention, competence, loyalty, diligence, honesty, promise-keeping, and confidentiality. Child welfare professionals' responsibilities to colleagues, supervisors, foster parents, the court, employees, the child welfare field, and society also find their roots in many of the same values - respect for persons, honesty, promise keeping, and loyalty - as well as in the values of accepting the responsibility for one's actions and their consequences and holding professional behavior to a standard higher than self-interest.

This code of ethics sets forth ethical principles which should be considered by child welfare professionals whenever ethical judgment must be exercised in specific situations and which should become habitual guides to daily conduct. It sets standards of behavior to be adhered to in relationships between professionals and their clients, colleagues, supervisors, foster parents, the court, employees, the child welfare field, and society. Its purpose is to assist in identifying the many and often competing values and responsibilities present in practice issues so that appropriate consideration is given to each value and responsibility in the decision-making process.

It is understood that ethical judgments are made by individuals who bring their personal values, culture, and experiences to the decision-making process. By making public the values and ethical standards shared by child welfare professionals, this code will assist in making ethical decisions more consistent and objective and will reinforce child welfare professionals' accountability to society and to those individuals with whom they have professional relationships.

1. GENERAL RESPONSIBILITIES

1.01 Integrity

Child welfare professionals should carry out their professional responsibilities with integrity, treating those with whom they have professional relationships in a dignified, respectful, honest, and fair manner.

1.02 Propriety

Child welfare professionals should maintain high standards of personal moral conduct when engaged in professional activity. Personal standards and conduct are private matters except when such conduct may compromise professional responsibilities or reduce public confidence in the child welfare field.

1.03 Competence

- a. Child welfare professionals should provide services only within the boundaries of their competence based on their education, training, supervised experience, and professional experience.
- b. Child welfare professionals should accurately represent their qualifications, educational backgrounds, and professional credentials.
- c. Child welfare professionals should be aware of current professional information and take advantage of continuing professional education in order to maintain a high level of competence.

1.04 **Avoiding Harm**

Child welfare professionals should act in the best interest of those toward whom they have professional responsibilities. It is understood, however, that choices must often be made from among competing values and responsibilities resulting in some values being given priority over others.

- a. Child welfare professionals should promote the welfare of those toward whom they have professional responsibilities.
- b. Child welfare professionals should avoid harming those toward whom they have professional responsibilities.
- c. Child welfare professionals should minimize harm when it is unavoidable.

1.05 **Nondiscrimination**

- a. Child welfare professionals should not engage in and should act to prevent discriminatory behavior based on age, gender, race, ethnicity, national origin, religion, sexual orientation, disability, socioeconomic status, or any basis proscribed by law.
- b. Where personal or cultural differences could significantly affect child welfare professionals' intervention with a particular individual or groups, child welfare professionals should seek and obtain the supervision and training necessary to ensure that the intervention is unbiased, competent, and culturally appropriate.

1.06 **Sexual Harassment**

Child welfare professionals should not engage in and should act to prevent sexual harassment.

1.07 **Conflict of Interest**

1.07(a) Multiple Relationships

Child welfare professionals should take into consideration the potential harm that intimate, social or other nonprofessional contacts and relationships with clients, family members, foster parents, colleagues and supervisors could have on their professional objective judgment and performance.

1. Child welfare professionals should avoid any conduct that would lead a reasonable person to conclude that the child welfare professional might be biased or motivated by personal interest in the performance of duties.
2. Whenever feasible, child welfare professionals should avoid professional relationships when a preexisting nonprofessional relationship is present.
3. Child welfare professionals should discuss past, existing and potential multiple relationships with their appropriate superiors and resolve them in a manner which avoids harming and/or exploiting affected persons.
4. Child welfare professionals who are also foster parents should disclose and have ongoing discussions regarding these dual roles with their appropriate superior in order to prevent conflicts of interest, abuse of power, or the suggestion of impropriety in carrying out professional activities.

1.07(b) Private Interests

1. Child welfare professionals should not allow their private interests, whether personal, financial, or of any other sort, to conflict or appear to conflict with their professional duties and responsibilities. Any conduct that would lead a reasonable person to conclude that the child welfare professional might be biased or motivated by personal gain or private interest in the performance of duties should be avoided.
2. Child welfare professionals should avoid professional matters where they have a private financial or personal interest. If a situation arises where such a conflict may exist, child welfare professionals should consult with an appropriate superior and take steps to eliminate any potential or real conflict.

1.08 **Personal Problems**

- a. Child welfare professionals should not perform professional activities when they know or should know that personal problems, mental health problems, or substance abuse could impede professional judgment and performance.
- b. When such problems could interfere with performance, child welfare professionals should consider obtaining appropriate professional help and determine, along with their appropriate superior, whether they should limit, suspend or terminate their professional duties.

1.09 **Documentation of Professional Work**

Child welfare professionals should accurately and truthfully document their professional work according to agency policy and/or legal requirements in order to ensure accountability and continuity in the provision of services to clients.

2. RESPONSIBILITIES TO CLIENTS

The client is a child or a family member who is receiving a professional intervention and/or child welfare services from DCFS or through an agency with which DCFS has purchase of service contracts. The first responsibility of the child welfare professional is to the client;

however, the specific nature of that responsibility differs depending on whether the client is the child, the parent, or another family member.

A. Responsibilities to the child

The child becomes a client when the child's right to have basic needs met may have been compromised or denied. The child welfare professional acts to ensure that the basic needs of the child are met by the child's parents. If this is not possible, the child welfare professional acts in a timely manner to ensure that the basic needs of the child are met by others.

B. Responsibilities to the parents

The parent becomes a client when the parent's ability to responsibly care for the child has been questioned. Both the parent and the child have the right to live together as a family, and the parent has the right to care for the child if the parent is able and willing to meet the basic needs of the child. The child welfare professional makes reasonable efforts to help the parent meet the applicable standard of care, and recognizes the changing nature of the responsibilities of the professional to the parent based on the parent's response to intervention.

C. Responsibilities to other family members

Other family members become clients when providing services to them will help meet the basic needs of the child. The child welfare professional acts to provide those services.

2.01 Integrity

Child welfare professionals recognize the vulnerability of their clients and the serious responsibilities associated with intervention in the parent/child relationship. The behavior of child welfare professionals should reflect the emphasis placed by the child welfare field on professional trustworthiness and on the values of respect for persons, client self-determination, individualized intervention, competence, loyalty, diligence, honesty, promise-keeping, and confidentiality.

2.02 Client Self-Determination

The mandated nature of the child welfare professional/client relationship limits the options available to clients, but does not eliminate their right to self-determination. Client self-determination refers to the client's right to make self-determined choices and to freely act upon those choices without undue influence or coercion. It also refers to the client's right to receive information necessary to make a self-determined choice.

a. Child welfare professionals should evaluate the decision-making capacity of all clients and reevaluate it appropriately as circumstances change.

b. Child welfare professionals should ensure that all clients, whatever their age, have the opportunity to make self-determined choices according to their level of understanding and decision-making capacity.

- c. Child welfare professionals should ensure that their clients have available to them all of the information necessary to make self-determined decisions.
- d. Child welfare professionals should ensure that their clients have the opportunity to make self-determined choices from among the options available to them free from external coercion.
- e. Child welfare professionals should ensure that psychological constraints to self-determined decision-making are addressed and, if possible, eliminated or reduced so that self-determination is enhanced.

2.03 **Informed Consent**

Informed consent emanates from the principle of client self-determination. It promotes decision-making by the client after complete and accurate information regarding the nature of the intervention and the possible consequences of that intervention have been fully discussed by the professional and the client. Child welfare professionals have the responsibility to engage in this process with mandated clients who have not chosen to become clients but who have options to consider and decisions to make within the framework of a mandated intervention.

- a. Child welfare professionals should inform clients as soon as feasible and in language that is understandable about the nature of the professional relationship, the nature of the professional intervention, the professional's delegated authority and the limits of that authority, which decisions the client can make and which decisions the child welfare professional will make.
- b. Child welfare professionals should inform clients of the role of the court, if any, and of their legal and procedural rights.
- c. Child welfare professionals should keep clients informed about the case plan throughout the entire intervention.
- d. Child welfare professionals should obtain permission for intervention from a legally authorized person when a client is legally incapable of giving informed consent.
- e. Child welfare professionals should seek assent for intervention from clients who are not capable of giving an informed consent, giving due consideration to the clients' preferences in pursuing their best interests.

2.04 **Confidentiality**

- a. Child welfare professionals should respect the confidentiality rights of clients and those with whom they work or consult. Confidential information should be used only for professional purposes and shared only with authorized parties.
- b. Child welfare professionals have a duty to be familiar with all relevant confidentiality requirements and limitations found in federal and state laws and agency rules that apply to the child welfare field.

c. Child welfare professionals should inform clients of all relevant confidentiality requirements and limitations.

2.05 Sexual Relations with Clients

Child welfare professionals are in inherently unequal relationships with their clients creating the potential for abuse of power. In mandated relationships there is a special potential for harm and exploitation of vulnerable clients by child welfare professionals.

a. Child welfare professionals should not engage in sexual activities with current clients.

b. Child welfare professionals should not accept as clients persons with whom they have previously engaged in sexual activities.

c. Child welfare professionals should not engage in sexual activities with former clients who were adults during the professional intervention for a period of at least two years after the termination of the professional intervention. Because sexual intimacies with former clients are potentially harmful to the client, child welfare professionals who do engage in sexual intimacies after a two year period following termination of professional intervention are responsible for demonstrating that no exploitation is taking place.

d. Child welfare professionals should not engage in sexual activities with former clients who were minors during the professional intervention for a period of at least two years after the client has reached the age of 21. Because sexual intimacies with former clients are potentially harmful to the client, child welfare professionals who do engage in sexual intimacies after this two year period following the client's reaching the age of 21 are responsible for demonstrating that no exploitation is taking place.

e. Child welfare professionals who are still employed in the field should consult with their superior before initiating with a former client a relationship that has the potential for becoming intimate to help ensure that no exploitation will take place. Child welfare workers who leave the field continue to have the responsibility of considering the potential for exploitation and harm in relationships with former clients.

f. Child welfare professionals should not engage in sexual activity with clients' relatives or with other individuals with whom clients maintain a close personal relationship since such behavior has the potential of being harmful to the client.

2.06 Termination of Services

Child welfare professionals should not abandon their clients. Child welfare professionals should continue appropriate intervention with clients until intervention is no longer required to meet the needs of the child or is no longer appropriate under the applicable statute. At that time, intervention is terminated.

a. Child welfare professionals should promptly notify clients when termination or interruption of services is anticipated.

b. Prior to termination, for whatever reason, except precise order of the court, child welfare professionals should provide appropriate pre-termination counseling and take other steps to

facilitate transfer of responsibility to another colleague or provider of services if further intervention is required.

c. Child welfare professionals should request the transfer of a case to another professional when compelling reasons prevent successful professional intervention.

3. RESPONSIBILITIES TO COLLEAGUES

Child welfare professionals should act with integrity in their relationships with their colleagues, treating them with respect, honesty, and fairness and accepting their right to hold values and beliefs that differ from their own.

a. Child welfare professionals should cooperate with colleagues in order to serve the best interests of their clients effectively and efficiently.

b. Child welfare professionals should accurately represent the views and qualifications of colleagues, making opinions on such matters known through the appropriate professional channels.

c. Child welfare professionals should extend to colleagues of other agencies the same respect, honesty, fairness, and cooperation that is extended to colleagues in their own agencies.

d. Child welfare professionals should extend to members of other professions the same respect, honesty, fairness, and cooperation that is extended to child welfare professionals.

4. RESPONSIBILITIES TO THE COURT

Child welfare professionals frequently are called upon to appear in court and participate in court proceedings. They have special responsibilities in that setting.

a. Child welfare professionals should treat all parties to the case with respect, honesty, fairness, and cooperation.

b. Child welfare professionals should thoroughly familiarize themselves with the background of the case involved.

c. Child welfare professionals should testify honestly in court. They should apprise the court of all relevant facts in the case, both positive and negative, of which they are aware.

d. Child welfare professionals should advise the court if they come to know of the falsehood of prior testimony given in a child welfare proceeding.

e. Child welfare professionals should take appropriate action against any unethical conduct they observe in court.

5. RESPONSIBILITIES TO FOSTER PARENTS

Foster parents act as a bridge between the client and child welfare agencies. Therefore, child welfare professionals should treat foster parents with respect, fairness, honesty, and cooperation.

- a. Child welfare professionals should be familiar with and adhere to the Foster Parent Law which sets forth the rights and responsibilities of foster parents.
- b. Child welfare professionals should not engage in sexual activities with foster parents with whom they are presently working.
- c. Child welfare professionals should consult with their appropriate superiors when initiating a potentially intimate relationship with a foster parent or if they have had an intimate relationship with a person who will now be working with them as a foster parent. These types of situations should be resolved in a manner which avoids harming and/or exploiting all affected persons.

Child welfare supervisors, as members of management, recognize that their primary responsibility is to implement the policies and practices of their agencies so that the best possible services are delivered to clients. Child welfare supervisors also recognize their responsibilities to their supervisors, treating them with respect, fairness, and honesty; offering the professional support necessary to sustain the supervisors' continued motivated work; and providing a work environment which encourages ethical behavior .

6.01 Personal Integrity

- a. Child welfare supervisors should not use their position of authority to exploit their supervisees in any way.
- b. Child welfare supervisors should not engage in sexual activities with current supervisees.
- c. Child welfare supervisors should accept responsibility for their own decisions and the consequences of those decisions. They also have a high level of responsibility for decisions made by their supervisees and should accept appropriate responsibility for those decisions.

6.02 Management Responsibilities

- a. Child welfare supervisors should apprise supervisees of current professional information and encourage supervisees to take advantage of continuing professional education in order to maintain a high level of competence.
- b. Child welfare supervisors should communicate, explain, and apply legislation, agency policies, and administrative decisions necessary for them and for their supervisees to perform their work competently.
- c. Child welfare supervisors should act as advocates for their supervisees by apprising upper management of problems which impede or prevent them from efficiently and effectively performing their duties. They should also suggest appropriate changes in policy and procedure.

- d. Child welfare supervisors should provide necessary training and guidance when supervisors' personal or cultural differences could result in biased or discriminatory professional intervention with a particular individual or groups.
- e. Child welfare supervisors should consult with supervisees and help with remedial action if they have knowledge of the supervisees' impairment due to personal problems, mental health problems, or substance abuse.
- f. Child welfare supervisors should evaluate supervisors fairly and objectively on clearly stated criteria, sharing opinions about the supervisees' performance in an ongoing manner.
- g. Child welfare supervisors should take appropriate steps to terminate employment of supervisees who are not competent and are not likely to become competent.

7. RESPONSIBILITIES IN ADMINISTRATION

Child welfare administrators recognize that, although each child welfare professional is responsible for his/her ethical behavior, the agency is responsible for the environment in which ethical judgments are made. Child welfare administrators, therefore, should nurture and model organizational norms that encourage and reward the ethical behavior for which society holds the child welfare field accountable.

7.01 Personal Integrity

- a. Child welfare administrators should treat each client, colleague, and employee with respect.
- b. Child welfare administrators should maintain truthfulness and honesty and not compromise them for advancement, recognition, or personal gain.
- c. Child welfare administrators should take responsibility for their own decisions and behavior.
- d. Child welfare administrators should conduct official acts without partisanship.

7.02 Public Welfare

- a. Child welfare administrators should exercise their discretionary authority to promote the values of the child welfare field.
- b. Child welfare administrators should respond to the public in ways that are complete, truthful, clear, and easy to understand.
- c. Child welfare administrators should understand and apply legislation and regulations relevant to their professional role.
- d. Child welfare administrators should work to improve and change laws and policies which are counter-productive or obsolete.

e. Child welfare administrators should prevent all forms of mismanagement of public funds by establishing and maintaining strong fiscal and management controls, and by supporting audits and investigative activities.

7.03 **Organization**

a. Child welfare administrators should enhance organizational capacity for open communication, creativity, efficiency, and dedication.

b. Child welfare administrators should subordinate institutional loyalties to the public good.

c. Child welfare administrators should establish procedures that promote ethical behavior and hold individuals and organizations accountable for their conduct.

d. Child welfare administrators should provide organization members with a working environment which permits frank discussion and criticism of agency operations and with an administrative means for dissent, assurance of due process, and safeguards against reprisal.

e. Child welfare administrators should promote organizational accountability through appropriate controls and procedures.

f. Child welfare administrators should maintain a high level of competence and provide support to upgrade competence throughout the organization.

Research performed by child welfare professionals should be rigorous and relevant to the delivery of services, the outcomes of interventions, and policy formation in the child welfare field.

a. Child welfare professionals should protect the rights and welfare of research subjects, treating them with respect and dignity and protecting them from harm, danger, unnecessary discomfort, and ethnic and/or social discrimination.

b. Child welfare professionals should obtain informed consent from their prospective subjects, after explaining in language that is understandable to them, the nature of the research; its possible risks, benefits, and consequences; alternative treatments or interventions; confidentiality rights; and the voluntary nature of participation with no penalty for refusing to participate or choosing to withdraw at a later date. Child welfare professionals should answer any questions the prospective subject asks.

c. When the prospective subject is not legally capable of giving informed consent, child welfare professionals should give an appropriate explanation of the research, obtain assent when appropriate, and obtain informed consent from a legally authorized representative.

d. Child welfare professionals should conduct research according to accepted standards of professional competence, federal and state law and regulations, agency policy, and accreditation requirements.

e. Child welfare professionals should obtain the approval of the agency Institutional Review Board and other relevant regulating boards before initiating research and should conduct their research according to approved protocol.

f. Child welfare professionals should report the findings of their research truthfully and completely. They should work to prevent misuse and distortion of their research findings.

9. RESPONSIBILITIES TO THE

CHILD WELFARE FIELD

a. Child welfare professionals should perform their duties in a competent, honest, diligent manner to ensure society's continuing trust in the child welfare field.

b. Child welfare professionals should broaden the knowledge base of the child welfare field.

c. Child welfare professionals should critically examine child welfare policies and advocate appropriate change.

d. Child welfare professionals should take appropriate action against unethical conduct by any member of the child welfare field.

10. RESPONSIBILITIES TO SOCIETY

Child welfare professionals should apply the values and specialized knowledge of the child welfare field and should work to increase public awareness of those values in order to promote the general welfare of society.

a. Child welfare professionals have a duty to be familiar with this Code of Ethics and to consider which ethical principles apply in each practice decision.

b. Child welfare professionals should follow applicable ethical principles in each practice decision. If there is a conflict between two or more ethical principles and/or responsibilities in a particular case, child welfare professionals should consult with superiors and colleagues knowledgeable about ethics issues, or with the child welfare ethics committee, in choosing a proper course of action.

c. If the demands of an agency with which child welfare professionals are affiliated conflict with this Code of Ethics, child welfare professionals should clarify the nature of the conflict, make known their commitment to the Code, and seek to resolve the conflict in a way that permits fullest adherence to the Code.

d. Child welfare professionals who observe a violation of this Code by a colleague should bring the issue to the attention of the colleague if an informal resolution appears appropriate. If the issue cannot be informally resolved, child welfare professionals should refer it to appropriate superiors and/or to the child welfare ethics committee.

From: Timothy Steele [REDACTED]
Sent: Wednesday, March 27, 2019 8:30 AM
To: StatesAttorney; sao media (States Attorney); KIMBERLY FOXX (States Attorney)
Subject: disgrace!

Dear Ms. Foxx,

I wrote as a concerned citizen in reaction to you and your team's decision to drop all charges against Jussie Smollett.

I think it's fair to say you now have some explaining to do because the appearance here is that you have whitewashed justice. Shame on you! And the fact that Mr. Smollett is still maintaining his innocence is an affront to our legal system and how it is intended to function.

I hope you will be forthcoming when asked to explain how you arrived at this decision and what factors you considered, as well as who in Smollett's inner circle you may have had contact with prior to making your decision. Surely there will be a thorough investigation into what has transpired here and the nature of your motivations to drop these charges.

Yours in justice,

Timothy Steele

From: Deb, Sopan <sopan.deb@nytimes.com>
Sent: Wednesday, March 27, 2019 8:32 AM
To: TANDRA SIMONTON (States Attorney)
Subject: new york times inquiry

Hi Tandra,

Sopan Deb here with the New York Times - wondering if your office would like to respond to criticism of the community service that Jussie did, whether that was substantial enough to drop the charges against him.

Thanks,

Sopan

--

Sopan Deb
Cell: 848-299-9499

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:32 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: Follow up

An additional question – I know Mr. Smollett’s attorney recently received discovery. Does your office have an open file discovery policy (i.e. where it’s turned over as the case moves forward, as opposed to the eve of trial)?

From: Paul, Deanna
Sent: Wednesday, March 27, 2019 9:26 AM
To: 'Kiera.ellis@cookcountyil.gov' <Kiera.ellis@cookcountyil.gov>
Subject: Follow up

Dear Ms. Ellis,

Thank you so much for taking my call. This is my contact information, whenever you have a moment to send the statute and statement.

Deanna Paul
The Washington Post
General Assignments News
202.334.7372 | 305.815.4500
[@thedeannapaul](#)

From: TYLER EDWARDS (States Attorney)
Sent: Wednesday, March 27, 2019 8:35 AM
To: KIERA ELLIS (States Attorney)
Subject: Notable Stories

Just wanted to flag these for you.

<https://www.chicagotribune.com/news/opinion/editorials/ct-edit-jussie-smollett-hoax-rahm-emanuel-20190326-story.html>

<https://www.chicagobusiness.com/greg-hinz-politics/kim-foxx-owes-us-all-explanation-jussie-smollett-case>

<https://www.chicagotribune.com/news/columnists/kass/ct-met-jussie-smollett-rahm-emanuel-kass20190326-story.html>

<https://patch.com/illinois/chicago/did-top-prosecutor-break-law-cutting-deal-jussie-smollett>

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 8:35 AM
To: KIERA ELLIS (States Attorney)
Subject: WSJ -- Here we go again, but hopefully less frantic :)

Hey Kiera --

Just left you a voicemail because, as I'm sure you can guess, we're working on a follow up to yesterday's Jussie Smollett news. The big ask for today is whether we can talk to Joseph Magats about the process this case went through--and if not him, someone else.

We specifically want to explain as clearly as we can for readers how and why prosecutors went from seeking a grand jury indictment with 16 counts to dismissing the charges under the deferred prosecution statute. We think that's an important piece of news that will help readers understand and process everything.

Of course, there are lot of people out there wondering if any of this was politically motivated, at all pushed by Ms. Foxx and her interactions with the Smollett family, or a result of Jussie Smollett's celebrity status and wealth -- I'm sure you've heard many of the conspiracy theories. If you can help us address any of that, please let us know.

Happy to jump on the phone with you, if you want to talk further about any of this. I am on my cell today: 312.316.9169. Haven't yet made it out of the house!

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:36 AM
To: Paul, Deanna
Subject: RE: Follow up

<https://www.cookcountystatesattorney.org/news/statement-dismissal-charges-jussie-smollett>

<http://www.ilga.gov/legislation/ilcs/fulltext.asp?DocName=073000050K5-6-3.3>

<http://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=350&ChapterID=5>



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:26 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: Follow up

Dear Ms. Ellis,

Thank you so much for taking my call. This is my contact information, whenever you have a moment to send the statute and statement.

Deanna Paul
The Washington Post
General Assignments News
202.334.7372 | 305.815.4500
[@thedeannapaul](#)

From: Damberg, Chelsea (NBCUniversal) <Chelsea.Damberg@nbcuni.com>
Sent: Wednesday, March 27, 2019 8:36 AM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC News

Good morning Tandra,

I hope you are well. My name is Chelsea and I oversee our news bookings and interviews at NBC including Nightly News with Lester Holt and TODAY with Savannah Guthrie and Hoda Kotb.

Thank you so much for being in touch with us yesterday in between all the craziness. We will continue to report on Mr. Smollett tonight on Nightly News and tomorrow on TODAY. We would love the chance to interview State Attorney Kimberly Foxx or First Assistant State Attorney Joseph Magats in a taped interview today on yesterday's news. We also remain extremely interested in a live interview tomorrow between 6:30-8 am.

Thank you so much for your consideration and happy to discuss further by phone at any point today!
Chelsea

Chelsea Damberg | NBC News | W: 212-664-3366 | C: 917-244-5869 | 30 Rockefeller Plaza, NY, NY

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:38 AM
To: JOSEPH MAGATS (States Attorney)
Subject: FW: Follow up

Can you assist?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

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To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: Follow up

An additional question – I know Mr. Smollett's attorney recently received discovery. Does your office have an open file discovery policy (i.e. where it's turned over as the case moves forward, as opposed to the eve of trial)?

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[@thedeannapaul](https://twitter.com/thedeannapaul)

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:40 AM
To: Amanda Vinicky
Subject: Re: Magats - thanks

Hi Amanda,

Sorry for the delay and I'm glad it worked out.

From: Amanda Vinicky <avinicky@wttw.com>
Sent: Tuesday, March 26, 2019 7:18:15 PM
To: KIERA ELLIS (States Attorney)
Subject: Magats - thanks

Kiera –

Thanks so much for arranging the interview for WTTW/Matt and SA Magats – we were able to present such a clearer picture of what occurred in the Smollett case/why the charges were dismissed – because of it.

-Amanda

Amanda Vinicky | Correspondent, *Chicago Tonight*

wttw

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c: 773.217.0316

e: avinicky@wttw.com

twitter: @AmandaVinicky

[Facebook](#) | [Twitter](#) | [YouTube](#)

From: JOSEPH MAGATS (States Attorney)
Sent: Wednesday, March 27, 2019 8:48 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: Follow up

We have an open discovery policy. We turn it over as the case goes on as opposed to tendering it all right before trial.

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

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Subject: FW: Follow up

Can you assist?



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Subject: Follow up

Dear Ms. Ellis,

Thank you so much for taking my call. This is my contact information, whenever you have a moment to send the statute and statement.

Deanna Paul

The Washington Post

General Assignments News

202.334.7372 | 305.815.4500

@thedeannapaul

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:51 AM
To: Paul, Deanna
Subject: Re: Follow up

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:48 AM
To: Paul, Deanna
Subject: RE: Follow up

We have an open discovery policy. We turn it over as the case goes on as opposed to tendering it all right before trial.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:32 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: Follow up

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From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:51 AM
To: JOSEPH MAGATS (States Attorney)
Subject: Re: Follow up

Thank you!

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: JOSEPH MAGATS (States Attorney)
Sent: Wednesday, March 27, 2019 8:47:38 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: Follow up

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Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 8:38 AM
To: JOSEPH MAGATS (States Attorney)
Subject: FW: Follow up

Can you assist?



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896

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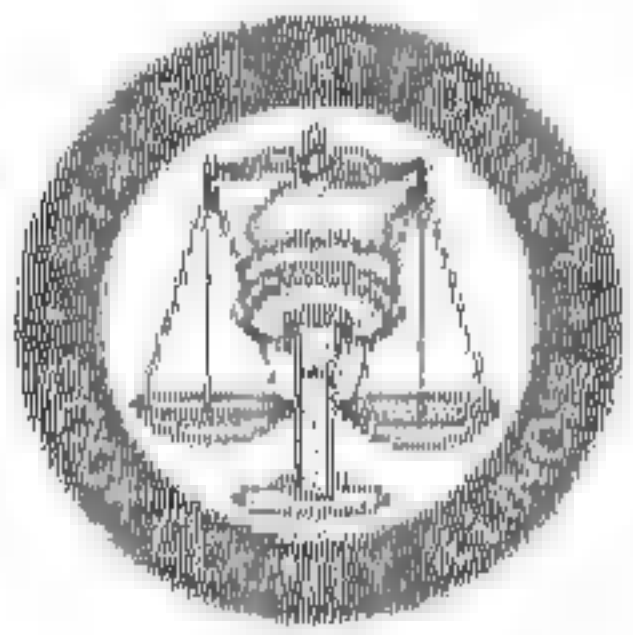
From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:54 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: Follow up

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To: Paul, Deanna <Deanna.Paul@washpost.com>
Subject: RE: Follow up

[EXTERNAL EMAIL]

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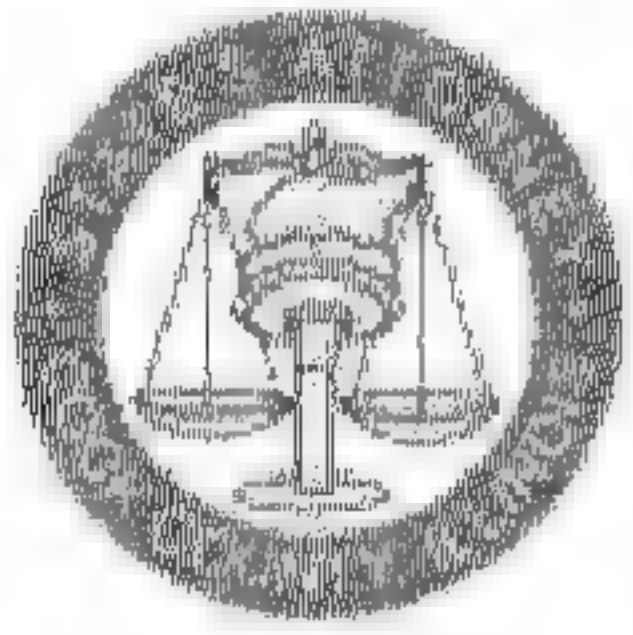
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Sent: Wednesday, March 27, 2019 8:54 AM
To: Paul, Deanna
Subject: RE: Follow up

I don't have a preference. Office is fine.



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The Washington Post

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From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 9:12 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Further questions on Smollett case

Hi all - still some lingering questions from yesterday.

- Joe Magats said yesterday that it is not uncommon for cases to be disposed of like this. Can you give me specific examples of other cases during Kim Foxx's tenure that were concluded this way? I'm not talking about deferred prosecution, because this was not a deferred prosecution. I'm talking about a felony charge that was dropped due to a private verbal deal - an agreement not memorialized on paperwork - that the defendant fulfill certain conditions before the charges were dropped. Which other cases have been dealt with in that manner?

- What exactly were the terms of the agreement reached with the defense? How many hours of community service did he have to do, who monitored/reported that service, and when was that agreement reached with the defense?

Thanks very much --

Megan

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Williams, Timothy <tmwilliams@nytimes.com>
Sent: Wednesday, March 27, 2019 9:40 AM
To: KIERA ELLIS (States Attorney)
Subject: Smollet

Hi Ms. Ellis — I know you are likely very busy, but am wondering if you have a little time this morning to walk me through a couple of things.

Very respectfully, timothy

Timothy Williams
National Correspondent
The New York Times

From: Williams, James H <JHWilliams@cbs.com>
Sent: Wednesday, March 27, 2019 9:55 AM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: greetings from jim williams/CBS 2

Good Morning Kiera & Tandra—

Joe Magats cited 5700 cases the office has handled similar to the resolution of the Smollett case.
Can you provide examples for us?

Thanks,
Jim


Jim Williams
WBBM-TV Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2419 Office
312-446-5888 Mobile

www.cbschicago.com

From: sao media (States Attorney)
Sent: Wednesday, March 27, 2019 10:10 AM
To: KIERA ELLIS (States Attorney)
Subject: Fw: Inquiry from the NY Post

Can you respond? I don't have this statement. Thanks,

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Lia Eustachewich <leustachewich@nypost.com>
Sent: Wednesday, March 27, 2019 9:58 AM
To: sao media (States Attorney)
Subject: Inquiry from the NY Post

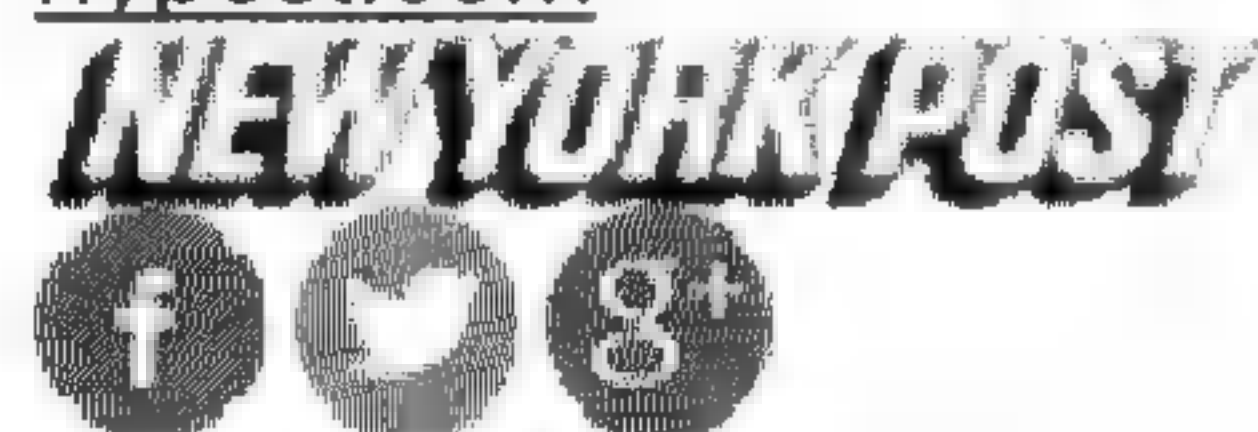
Hi,

Lia here from the NY Post. I've been working on the Jussie Smollett story.

I'm looking to obtain a copy of the full statement from Keira Ellis that Patch has about Kim Foxx not "formally" recusing herself.

I'm on immediate deadline, thank you!

--
LIA EUSTACHEWICH
Reporter, New York Post
1211 AVENUE OF THE AMERICAS, NEW YORK, NY 10036
DIRECT OFFICE: 212.930.8633
leustachewich@nypost.com
nypost.com



From: Matthew Masterson <mmasterson@wttw.com>
Sent: Wednesday, March 27, 2019 10:24 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx availability

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Hi Tandra,

Thank you again for helping us organize our sit down with Joseph Magats yesterday afternoon. Beyond that, I wanted to once again extend an invitation to Ms. Foxx to come on our show and discuss the Jussie Smollett case. We're going to be having Superintendent Johnson on, so we wanted to reach out and offer that same opportunity to you.

Please let me know if this is a possibility. I would also like to set up a phone interview for a separate web story on this topic, if possible.

Best,
Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
[wttw](#)
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, March 27, 2019 10:24 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: PLEASE RESPOND

Smollett.. Although Ms Foxx has recused herself... to talk about the prosecutorial procedure in cases like Smollett. She's under fire from a number of directions and we'd like to give her an opportunity to give her position... carleen

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 10:16 AM
To: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Subject: Re: PLEASE RESPOND

Happy Wednesday Carleen! To talk about???

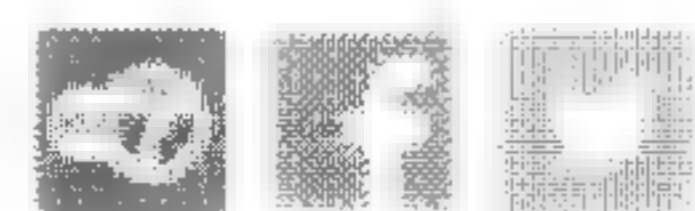
Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, March 27, 2019 9:30 AM
To: TANDRA SIMONTON (States Attorney)
Subject: PLEASE RESPOND

Good morning Tandra. Happy Wednesday.. Requesting interview with States ATTY Kim Foxx. Any time or location.. we will accommodate. Thanks very much.. Carleen



CARLEEN MOSBACH
Assignment editor |
ABC 7 Chicago
carleen.r.mosbach@abc.com
312.750.7381 p | 312.899-8019
f
190 North State Street |
Chicago, IL | 60601



From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 10:27 AM
To: Mosbach, Carleen R. (WLS-TV)
Subject: Re: PLEASE RESPOND

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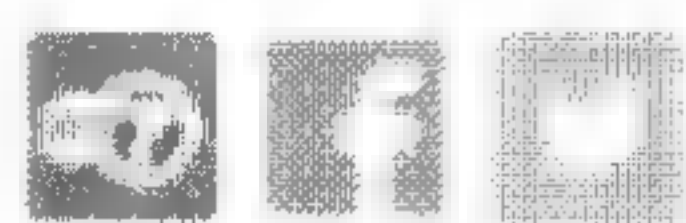
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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 10:31 AM
To: Matthew Masterson
Subject: Re: Kim Foxx availability

Hi Matt -

You're welcome. We appreciate that but we respectfully decline. If anything changes, I will let you know. Thanks Matt.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Matthew Masterson <mmasterson@wttw.com>
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Matt Masterson | Associate Digital Producer, *Chicago Tonight*
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t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

From: Mosbach, Carleen R. (WLS-TV) <Carleen.R.Mosbach@abc.com>
Sent: Wednesday, March 27, 2019 10:33 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: PLEASE RESPOND

Thanks Tandra.. Enjoy your day!

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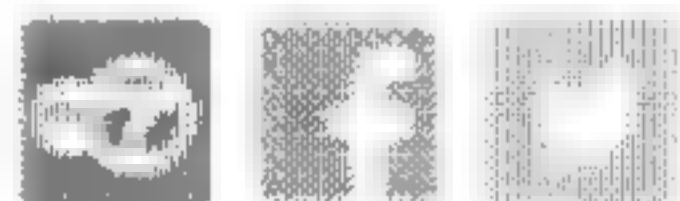
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f

190 North State Street |

Chicago, IL | 60601



From: Miles Bryan <mbryan@wbez.org>
Sent: Wednesday, March 27, 2019 10:34 AM
To: TANDRA SIMONTON (States Attorney)
Subject: WBEZ request: Is Smollett's case being unsealed?

Hey Tandra,

Kim Foxx, who is speaking here, says Smollett's case is being unsealed right now. IS that true? If so, where can I get it?
Thanks, Mils

Miles Bryan | Reporter
O 312.948.4886 C 612.720.0628
WBEZ **91.5** Chicago Public Media
Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 10:47 AM
To: Miles Bryan
Subject: Re: WBEZ request: Is Smollett's case being unsealed?

You can confirm and get a copy through if his attorney's file a motion to unseal the records.

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Have they filed that motion ? Sorry playing a bit of catch up here

Get [Outlook for iOS](#)

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To: Miles Bryan
Subject: Re: WBEZ request: Is Smollett's case being unsealed?

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Navy Pier | 848 East Grand Avenue | Chicago, Illinois 60611

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 10:57 AM
To: Shannon Heffernan; Patrick Smith
Subject: Point of clarity

Mr. Smollet's court file is not under seal. Anyone can currently access the transcripts from the court proceedings. The arrest record is under seal and must be unsealed if he were to seek an expungement.

Kiera S. Ellis

Director of External Affairs

Cook County State's Attorney's Office

69 W. Washington, Suite 3200

Chicago, IL 60602

312.603.5896

Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 10:58 AM
To: Shannon Heffernan; Patrick Smith
Subject: Re: Point of clarity

I'm getting the court order now and will pass along.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: KIERA ELLIS (States Attorney) <kiera.ellis@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 10:56 AM
To: Shannon Heffernan; Patrick Smith
Subject: Point of clarity

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Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: White, Deidra R <DRWhite@cbs.com>
Sent: Wednesday, March 27, 2019 11:11 AM
To: KIERA ELLIS (States Attorney)
Subject: CBS 2/ Kim Foxx today

Hi Kiera-

I'm checking in about the Smollett case today. "Block Club Chicago" is tweeting quotes from Kim Foxx this morning referring to the Smollett case that it is "probably being unsealed as we speak". Can you explain? Is Ms. Foxx available today.

Thank you
Deidra



Deidra White
WBBM-TV CHICAGO
News Planning Manager

CBS 2 Broadcast Center
22 West Washington
312 899-2454
312 899-2200
www.cbschicago.com

From: Tracie Will <[REDACTED]>
Sent: Wednesday, March 27, 2019 11:15 AM
To: APRIL PERRY (States Attorney)
Subject: Ethics and the Smollet case

Ms Perry,

I am writing today as a concerned citizen of the United States.

In my opinion I believe there has been a travesty of justice and a potential ethics violation in the Smollet case and I am interested to hear your take on this as the Chief Ethics Officer for the State Attorneys. As I am sure you aware, there is outrage over the decision to drop all charges because of Smollet's community service (already served) and his forfeit of a measly \$10,000.

My son and daughter in law are residents of Oak Park, IL and I was giving a move to the Chicago area great consideration. This travesty has caused me to change my mind.

I would appreciate a reply and hope you are able to help me understand the logic behind this decision.

<https://www.chicagotribune.com/news/ct-kim-foxx-texts-emails-jussie-smollett-20190313-htmlstory.html?fbclid=IwAR2vHNPYcoS1qI2xWgNsKk6p0eEMsg-IK3jAhgScg0jzH4Tjovu7NyVLEiA>

Thanks!
Tracie Will

[REDACTED]

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, March 27, 2019 11:21 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx interview

Hi Tandra –

Checking to see if Kim Foxx would be available for a quick interview today – obviously regarding the Jussie Smollett case
We saw she talked to Block Club and would like the chance to talk to her ourselves.

I could send someone like Larry Yellen or Natalie Bomke over at any time.

Please let me know.

Thank you
Lisa V

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

www.fox32chicago.com

205 North Michigan Avenue, Chicago, IL 60601

Assignment Desk: **312-565-5533**

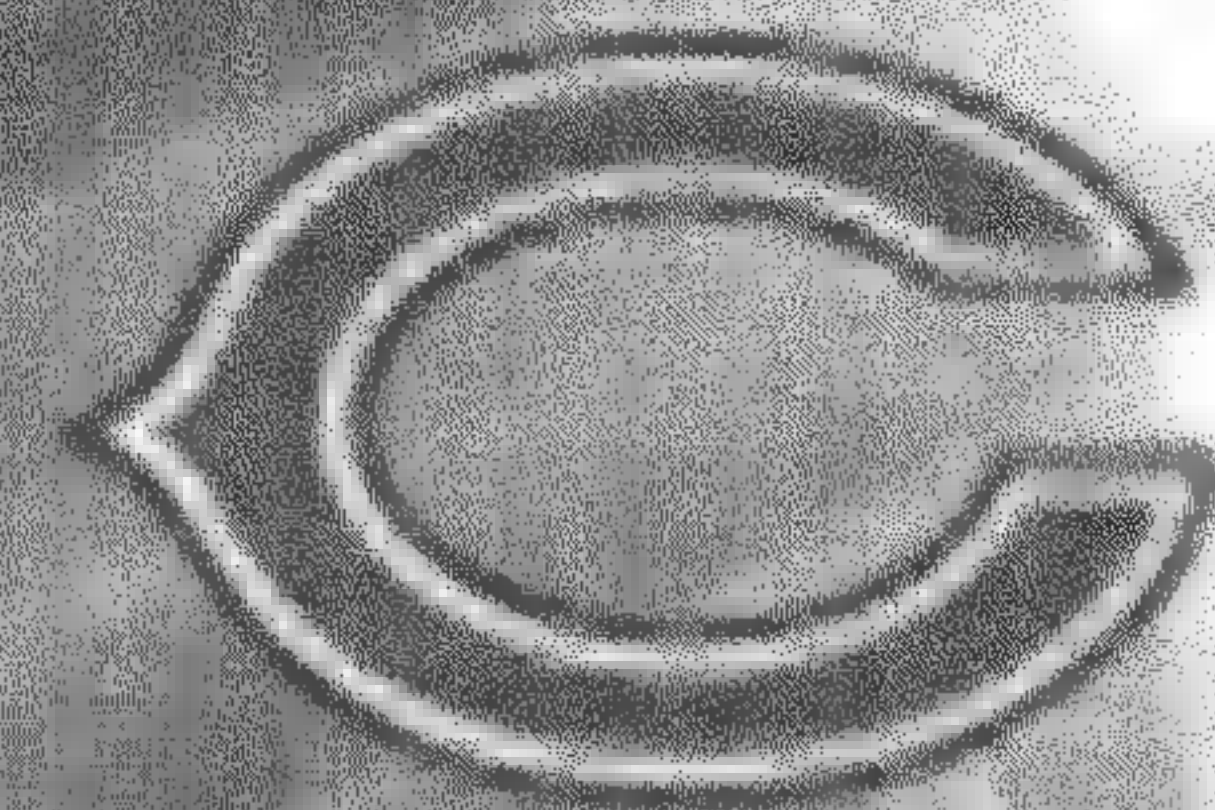
cell: **815-342-4140** / @vucsko

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OFFICIAL HOME OF THE
CHICAGO BEARS



From: sao media (States Attorney)
Sent: Wednesday, March 27, 2019 11:27 AM
To: leustachewich@nypost.com
Subject: Foxx statement

“The State's Attorney did not formally recuse herself or the Office based on any actual conflict of interest. As a result, she did not have to seek the appointment of a special prosecutor under section 3-9008(a-15). Instead, in an abundance of caution, she informally separated herself from the decision-making over the case and left it to her Assistants. Although she used the term "recuse" when she announced her decision, it was a colloquial use of the term rather than in its legal sense.”

From: sao media (States Attorney)
Sent: Wednesday, March 27, 2019 11:33 AM
To: leustachewich@nypost.com
Subject: Foxx statement

“The State's Attorney did not formally recuse herself or the Office based on any actual conflict of interest. As a result, she did not have to seek the appointment of a special prosecutor under section 3-9008(a-15). Instead, in an abundance of caution, she informally separated herself from the decision-making over the case and left it to her First Assistant State’s Attorney Joe Magats, a 29-year veteran prosecutor. Although we used the term “recuse” as it relates to State’s Attorney Foxx’s involvement int his matter, it was a colloquial use of the term rather than in its legal sense.”

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, March 27, 2019 11:37 AM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Foxx says Smollett case to be unsealed?

Is there any truth to this? If so, do you know when and how?

<https://blockclubchicago.org/2019/03/27/kim-foxx-defends-handling-of-jussie-smollett-case-says/?fbclid=IwAR3c-jaJZd7crw24cj2hqSFVDMgcB0Ua4vSKW-8Jlh20KzTYtSGcBU6O> U

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: KONI <[REDACTED]>
Sent: Wednesday, March 27, 2019 11:40 AM
To: APRIL PERRY (States Attorney)
Subject: Ethics violation

This is a formal complaint of an ethics violation in regards to Jussie Smollet. It is your job to investigate and we the people will investigate you including your bank account and PAC contributions.

Kind regards,

Koni

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 11:41 AM
To: Lisa Vucsko
Subject: Re: Kim Foxx interview

Hi Lisa -

She was actually at an event to discuss our open data portal and some reporters were invited by Injustice Watch. While there, she was asked some questions- she did not give an interview. If she becomes available for an interview in the next few days, I will let you know. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, March 27, 2019 11:21 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx interview

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I could send someone like Larry Yellen or Natalie Bomke over at any time.

Please let me know.

Thank you
Lisa V

Lisa Vucsko - Managing Editor
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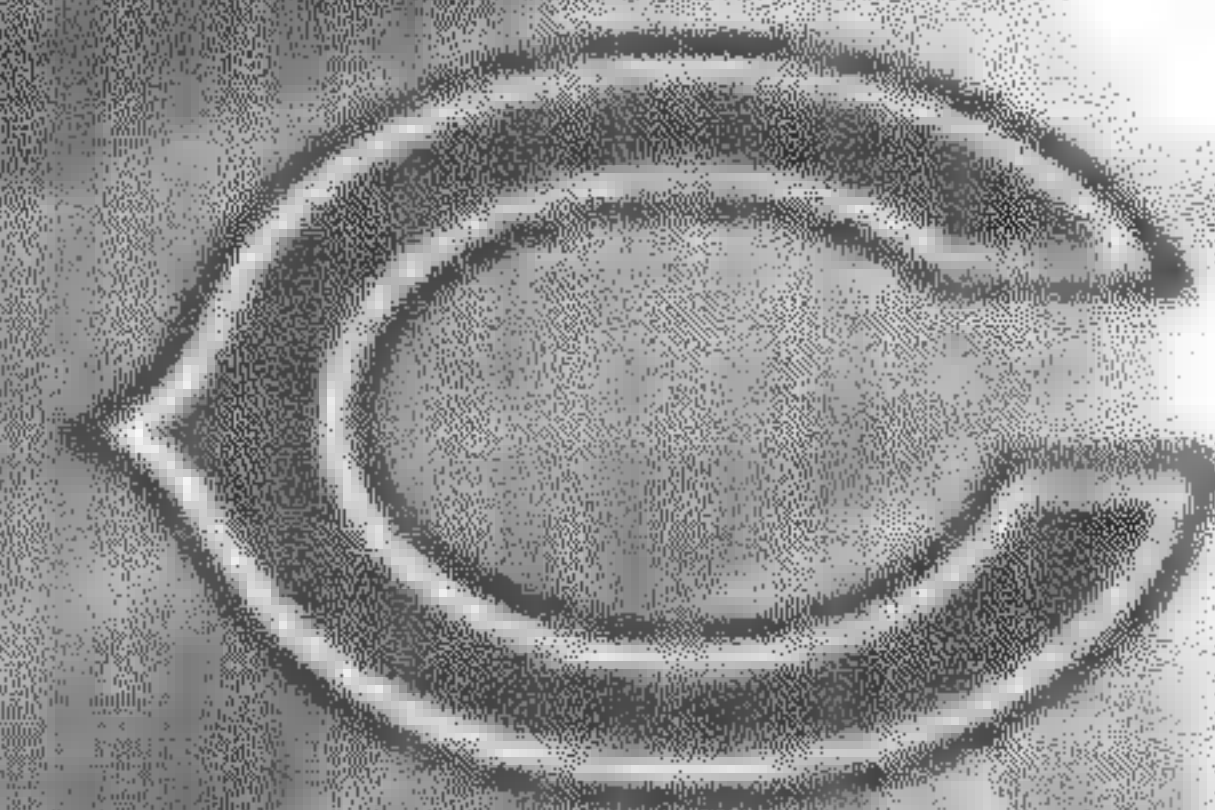
cell: **815-342-4140** / @vucsko

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OFFICIAL HOME OF THE
CHICAGO BEARS



Sent: Wednesday, March 27, 2019 11:43 AM
To: Parks, Brad
Subject: Re: CNN/ Foxx says Smollett case to be unsealed?

That is question is for Mr. Smollett's attorneys as they have to take the legal appropriate steps to do that.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Wednesday, March 27, 2019 11:36 AM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ Foxx says Smollett case to be unsealed?

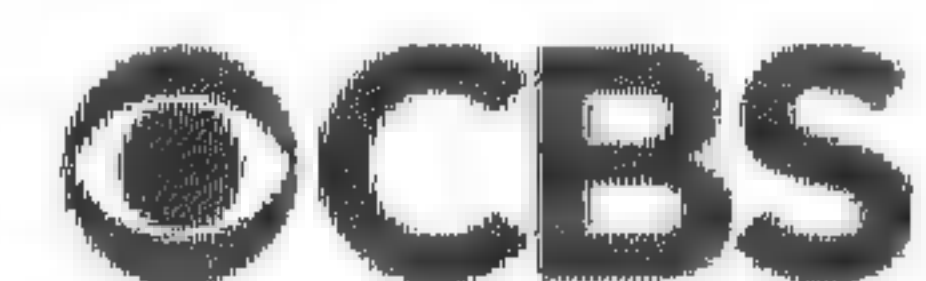
Is there any truth to this? If so, do you know when and how?

<https://blockclubchicago.org/2019/03/27/kim-foxx-defends-handling-of-jussie-smollett-case-says/?fbclid=IwAR3c-jaJZd7crw24cj2hqSFVDMgcB0Ua4vSKW-8JIhm20KzTYtSGcBU6O> U

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: Luque, Carly E <CELuque@cbs.com>
Sent: Wednesday, March 27, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Subject: 1:30 Smollett?

Hi,
Do you know anything about a hearing today?



Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Wednesday, March 27, 2019 11:52 AM
To: ROBERT FOLEY (States Attorney)
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: RE: ABC/Good Morning America Intv Request

Good Afternoon,

I am checking in on the below request – and also inquiring whether someone from your office might be able to meet with our ABC News senior investigative producer Josh Margolin. ABC is very much engaged with the Smollett case and we will be airing more material. It would be very helpful and much appreciated if someone was willing to meet with him off the record today. Can you please let me know either way?

And please know that our request for GMA live still stands for tomorrow, if there's availability to do so. This morning Mayor Emanuel and Tina Glandian appeared on GMA. We would like to balance the coverage with someone from your office.

Thank you all so much.
Stephanie

Stephanie Wash
Coordinating Producer | ABC News
47 W 66 St, NY, NY 10023
Office: 212.456.2353 | Cell: 917.993.4296
Twitter: [@washnews](https://twitter.com/washnews)

From: Wash, Stephanie
Sent: Tuesday, March 26, 2019 4:50 PM
To: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Cc: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: ABC/Good Morning America Intv Request

No worries. Thanks so much ladies. Know you're crazed with interviews.
Let me know if there's anyway to fit in GMA tomorrow morning, whenever you get to this request.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

Sent from my iPhone

On Mar 26, 2019, at 12:20 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Sorry, forgot to add them.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:18 AM, Robert Foley <Robert.Foley@cookcountyil.gov> wrote:

Hi Stephanie—

I am adding Kiera and Tandra.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:07 AM, Wash, Stephanie
<Stephanie.Wash@abc.com> wrote:

Hi Robert,

Know it's quite a day, but would like to reiterate our request below.

I know you all are busy, so will keep it short. I would like to re-submit our request to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow morning regarding the Smollett case. We have also submitted a requested for State's Attorney Kim Foxx.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Wednesday, February 20, 2019 7:57 PM
To: ROBERT FOLEY
Subject: ABC/Good Morning America Intv Request

Hi Robert,

I know you must be crazed, because I'm crazed.

I would like to submit a formal request for ABC to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow. We can do a live shot from the SAO - and do it live or pretape.

If he's not available in the morning, is he available to tape briefly with ABC anytime tomorrow? This would air across the ABC network. If he's available to appear exclusively, we'd welcome that of course.

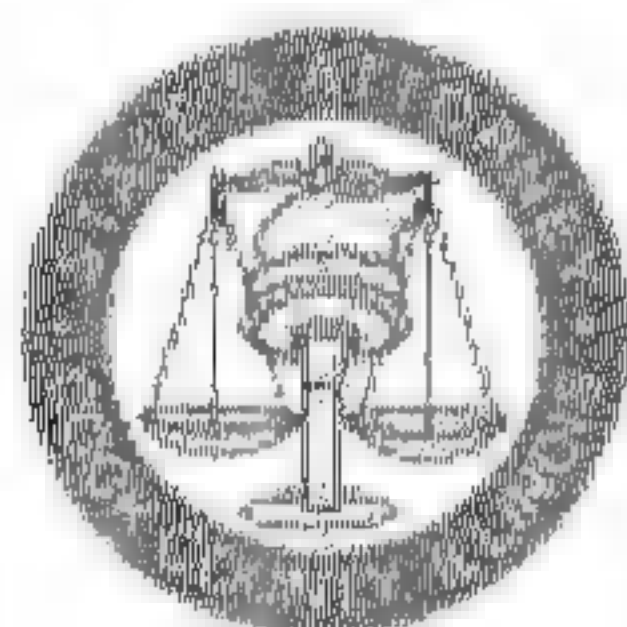
Please feel free to email or call 24/7 if you have any questions about this request. I am available at 917-993-4296.

Thanks so much and thanks for all your help during this hectic time.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 11:55 AM
To: Ailworth, Erin
Cc: TANDRA SIMONTON (States Attorney)
Subject: RE: WSJ -- Here we go again, but hopefully less frantic :)

Yes, you can interview Joe Magats.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 8:35 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: WSJ -- Here we go again, but hopefully less frantic :)

Hey Kiera --

Just left you a voicemail because, as I'm sure you can guess, we're working on a follow up to yesterday's Jussie Smollett news. The big ask for today is whether we can talk to Joseph Magats about the process this case went through--and if not him, someone else.

We specifically want to explain as clearly as we can for readers how and why prosecutors went from seeking a grand jury indictment with 16 counts to dismissing the charges under the deferred prosecution statute. We think that's an important piece of news that will help readers understand and process everything.

Of course, there are lot of people out there wondering if any of this was politically motivated, at all pushed by Ms. Foxx and her interactions with the Smollett family, or a result of Jussie Smollett's celebrity status and wealth -- I'm sure you've heard many of the conspiracy theories. If you can help us address any of that, please let us know.

Happy to jump on the phone with you, if you want to talk further about any of this. I am on my cell today: 312.316.9169. Haven't yet made it out of the house!

-- Erin

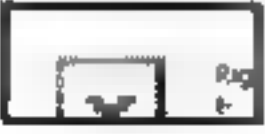
* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 11:56 AM
To: KIERA ELLIS (States Attorney)
Cc: TANDRA SIMONTON (States Attorney)
Subject: Re: WSJ — Here we go again, but hopefully less frantic :)

Wonderful! What's the best way to set that up?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



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Kiera S. Ellis

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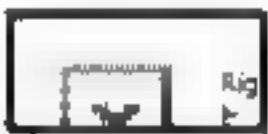
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Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, March 27, 2019 11:57 AM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Kim Foxx interview

Totally understand!
If anything changes or she has an event, please let me know

Thanks again!

Lisa V

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 11:41 AM
To: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Subject: Re: Kim Foxx interview

Hi Lisa -

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Please let me know.

Thank you

Lisa V

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

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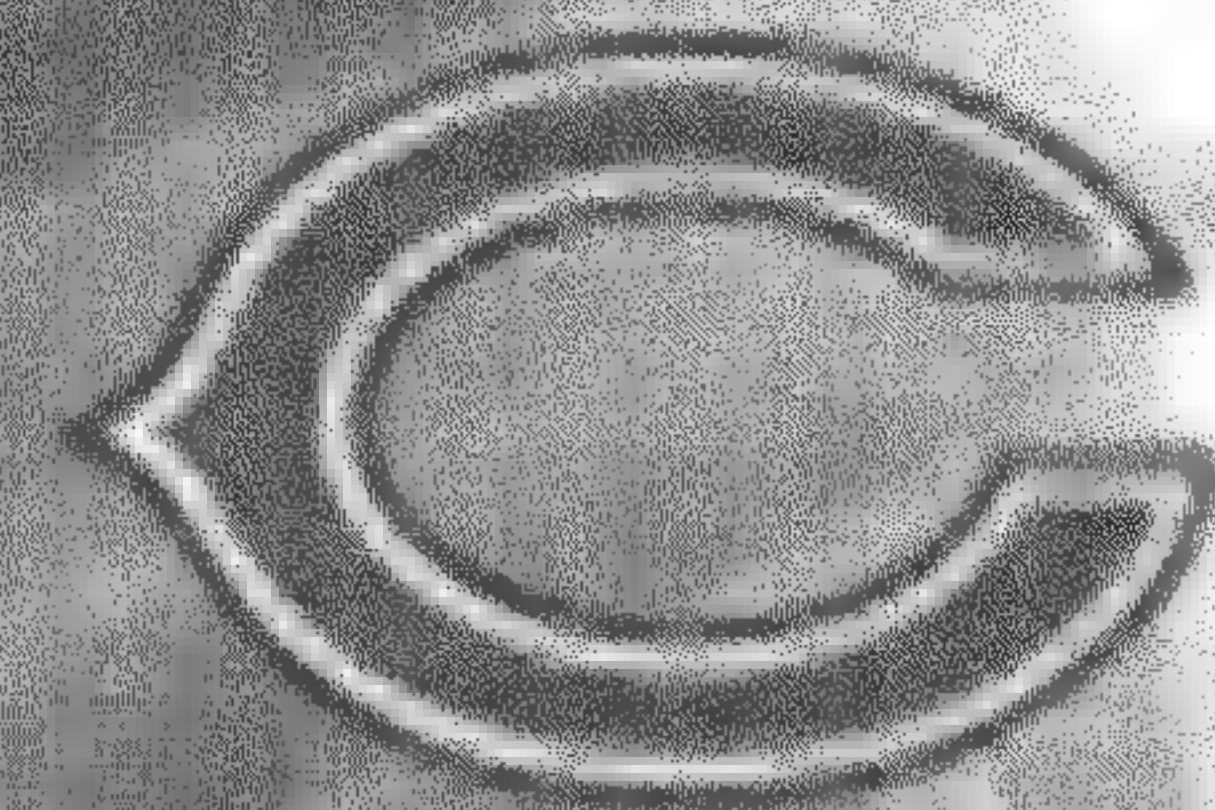
cell: **815-342-4140 / @vucsko**

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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 11:58 AM
To: Luque, Carly E
Subject: Re: 1:30 Smollett?

No I don't.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
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312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: Becky Schlikerman (Presidents Office)
Sent: Wednesday, March 27, 2019 12:03 PM
To: KIERA ELLIS (States Attorney)
Subject: Fwd: Fox News National URGENT

Sent from my iPhone

Begin forwarded message:

From: "Finn, Matt" <Matt.Finn@FOXNEWS.COM>
Date: March 27, 2019 at 11:09:25 AM CDT
To: "press@cookcountyil.gov" <press@cookcountyil.gov>, "statesattorney@cookcountyil.gov" <statesattorney@cookcountyil.gov>
Cc: "sao.media@cookcountyil.gov." <sao.media@cookcountyil.gov>
Subject: Fox News National URGENT

Hello,

Matt Finn with the national Fox News channel.

Yesterday during critical developments in the Jussie Smollett case we did not receive either of the statements from the Cook County State's Attorney office.

I called and e-mailed Tandra Simonton multiple times and got no response.

I did see however that she, or someone from the office, provided other outlets with the statements with haste.

This is fitting with Simonton's previous behavior— she does not answer calls or e-mails. Whatsoever.

Myself and two other producers from Fox News have REPEATEDLY asked to be added to media lists and updates from the office—especially CRITICAL updates such as statements regarding a high profile case like Smollett's.

This is unacceptable. Unethical. And bordering on illegally stonewalling us.

I would like someone to call me asap.

Matt Finn
312-508-2409

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its

attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: APRIL PERRY (States Attorney)
Sent: Wednesday, March 27, 2019 12:05 PM
To: Tracie Will
Subject: RE: Ethics and the Smollet case

Ms. Will,

Thank you for your inquiry. I understand your concerns, and am sorry that you are troubled by the outcome in this case. Every year, the Cook County State's Attorney's Office reviews more than 30,000 felony cases, and charges more than 15,000 of those cases. Most of those charges involve cases where a weapon or violence was involved. We have a serious problem with violent crime that we are doing our best to combat, with relatively limited resources. To this end, for more than 10 years the Office has been exploring various alternatives to prosecution. These include deferred prosecution programs, which allow first-time, non-violent offenders to complete different sets of conditions in order to have their charges dismissed. Finding alternatives to prosecution for individuals who have no history of committing crimes, and who have not committed a violent offense, allows us to focus on the most serious offenses and offenders who are plaguing our community.

In any case that garners a lot of media and public attention, people will have strong opinions about what the proper outcome is. That said, cases should be treated consistently regardless of how much media attention they receive or who the defendant happens to be. I am sorry that you do not believe this outcome to be a just one, and that it has apparently affected your decision to move closer to your family. I encourage you to visit our open data portal to learn more about the types of cases and dispositions that are occurring in Cook County every day, and how the CCSAO is addressing those cases.

Sincerely,
April Perry

From: Tracie Will [mailto: [REDACTED]]
Sent: Wednesday, March 27, 2019 11:15 AM
To: APRIL PERRY (States Attorney)
Subject: Ethics and the Smollet case

Ms Perry,

I am writing today as a concerned citizen of the United States.

In my opinion I believe there has been a travesty of justice and a potential ethics violation in the Smollet case and I am interested to hear your take on this as the Chief ~~Ethics Officer for the State Attorneys~~. As I am sure you aware, there is outrage over the decision to drop all charges because of Smollet's community service (already served) and his forfeit of a measly \$10,000.

My son and daughter in law are residents of Oak Park, IL and I was giving a move to the Chicago area great consideration. This travesty has caused me to change my mind.

I would appreciate a reply and hope you are able to help me understand the logic behind this decision.

<https://www.chicagotribune.com/news/ct-kim-foxx-texts-emails-jussie-smollett-20190313-htmlstory.html?fbclid=IwAR2vHNPYcoS1ql2xWgNsKk6p0eEMsg-IK3jAhgScg0jzH4Tjovu7NyVLEiA>

Thanks!
Tracie Will
[REDACTED]

From: Joan O'Connell [REDACTED]
Sent: Wednesday, March 27, 2019 12:07 PM
To: APRIL PERRY (States Attorney)
Subject: Ethics concerns

Good Afternoon,

In light of the recent Jussie Smollett issue, I am sharing my deep concerns regarding possible violations of the law. If a prosecutor says a person is guilty of the crime he/she is charged with, how does that perpetrator then go free? How does he also go free with a mere slap on the wrist and a couple of hours of alleged community service with one of the most [known] corrupt humans on the planet?

What disgraceful message does this send? There are people who have truly been the victims of actual hate crimes, and not manufactured hate crimes because they didn't feel special enough or feel they were getting paid enough. It is also suspect that he is well connected and somewhat famous. Authorities know he did it. For some very suspicious reason, he has been let go.

This must be investigated further and charges reinstated.

Joan O'Connell

From: Jan Hartzell [REDACTED]
Sent: Wednesday, March 27, 2019 12:12 PM
To: APRIL PERRY (States Attorney)
Subject: Smollett

Please look into the malfeasance of your prosecutors in Chicago. Smollett was let go because someone interceded. It's absolutely absurd that he walked and the judge sealed the records. You have the duty and authority to find out why this happened and who interfered! What kind of message does this send the regular people who don't have Obama as a friend? Even your prosecutors say he was not innocent.

I hope the DOJ steps in and looks at all of you in IL. It's a Democratic cesspool and your Police Department was just shat on by your employees. Do the right thing and look into how this travesty occurred! Fortunately, the people of Chicago didn't riot over this false and racist accusation by Jusse.

Regards,
Jan

Sent from my iPhone

From: Michael Krauser <Michael.Krauser@entercom.com>
Sent: Wednesday, March 27, 2019 12:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: or can you confirm this as accurate?

BLOCK CLUB CHICAGO/CREDIT

STREETERVILLE — Cook County State's Attorney Kim Foxx defended her office's handling of the Jussie Smollett case during a meeting with reporters Wednesday morning.

Foxx's comments come a day after her office dropped all charges against the "Empire" actor, who was charged with falsifying a police report after police and prosecutors said he made up a racially based attack in an effort to raise his profile and collect a bigger salary.

The move was criticized by Mayor Rahm Emanuel and Supt. Eddie Johnson, who said there was more than enough evidence to prove Smollett had orchestrated a hoax. That is not the point, Foxx said during a previously scheduled meeting with reporters at WBEZ's office at Navy Pier.

"I think that there is a lot of confusion," Foxx said, adding that there was a "slim" chance Smollett would have received jail time in the case. "There's some people who were never going to be satisfied unless Mr. Smollett spent many nights in prison." Foxx, who recused herself from the case early on due to her knowledge of potential witnesses, said the deal was not made by her, but she stood by it.

Prosecutors look at defendants' backgrounds and criminal history when making these decisions, she said. They also look at data and whether they believe the defendant will re-offend. Smollett did not have a residence in Chicago, which also made traveling back and forth for hearings difficult and led to a more speedy resolution of the case.

Forfeiting his \$10,000 bond and doing community service are examples of someone being held responsible, she said.

"This is not what it looks like on 'Law and Order.'" "I think that's where the angst and confusion comes from," Foxx said. "Right now there's a lot of emotion and I wholeheartedly believe in our line of work we cannot be driven by emotion. We have to be driven by facts."

Foxx, who was harshly criticized by the police union Tuesday, said she was frustrated by the attention the Smollett case received — especially given the other cases her office is dealing with.

"We have 40,000 felony-level cases that we deal with every year," she said, adding that Chicago's homicide rate, shootings, sex crimes outpace other cities.

What Smollett did will have an impact on how hate crime victims will be perceived, she said. But it breaks her heart that Smollett got so much more attention than others, like a toddler being shot while on his mom's lap.

"I hear it. I hear the concerns and I don't believe it is the prosecutor's place to suggest that we make example because when we've done that it has had disastrous outcomes not just for the exemplar" but for people in similar situations, she said.

She also said this case is not some metaphor for her overall relationship with the police department.

"It does boggle the mind that of the tens of thousands of cases" handled, "this is somehow emblematic" of the relationship between her office and police, she said. While Smollett maintained his innocence on Tuesday, Foxx's office has been consistent in saying the actor made up the attack.

Mike Krauser
Reporter
WBBM Newsradio 780 and 105.9 FM
180 North Stetson
Suite 1100
Chicago, Illinois 60611
mwkrauser@entercom.com
312-636-9065

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 12:41 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NPR's Cheryl Corley here

Hi Tandra...working on a story about deferred/alternative prosecutions in light of Smollett. Might someone be available to talk to me about the office's use of it. Hoping to speak with someone within the next hour or two...possible?

Thanks much,
Cheryl



Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Luque, Carly E <CELuque@cbs.com>
Sent: Wednesday, March 27, 2019 12:41 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: 1:30 Smollett?

Thanks for responding.

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 11:58 AM
To: Luque, Carly E <CELuque@cbs.com>
Subject: Re: 1:30 Smollett?

No I don't.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Luque, Carly E <CELuque@cbs.com>
Sent: Wednesday, March 27, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Subject: 1:30 Smollett?

Hi,
Do you know anything about a hearing today?


Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter @carlyluque13
www.cbschicago.com

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 12:43 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

Hi Cheryl -

State's Attorney Foxx may be available but not until later this afternoon - around 4 or so. Will this work for you? Thanks.

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Cheryl

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 12:46 PM
To: Michael Krauser
Subject: Re: or can you confirm this as accurate?

Yes - she was actually at an event to discuss our open data portal and some reporters were invited by Injustice Watch. While there, she was asked some questions although she did not give an interview.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Michael Krauser <Michael.Krauser@entercom.com>
Sent: Wednesday, March 27, 2019 12:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: or can you confirm this as accurate?

BLOCK CLUB CHICAGO/CREDIT

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The move was criticized by Mayor Rahm Emanuel and Supt. Eddie Johnson, who said there was more than enough evidence to prove Smollett had orchestrated a hoax. That is not the point, Foxx said during a previously scheduled meeting with reporters at WBEZ's office at Navy Pier.

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To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

That would be great Tandra.

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
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To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

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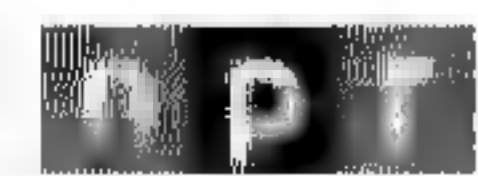
Tandra R. Simonton
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Cook County State's Attorney's Office
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312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Subject: NPR's Cheryl Corley here

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Thanks much,

Cheryl



Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

Sent: Wednesday, March 27, 2019 12:54 PM
To: KIMBERLY FOXX (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: NPR's Cheryl Corley here

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Thanks much,
Cheryl

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Michael Border [REDACTED]
Sent: Wednesday, March 27, 2019 12:57 PM
To: APRIL PERRY (States Attorney)
Subject: Grave injustice and highly irresponsible and criminal handling of the Jussie Smollett travesty

Ms. Perry- Surely it has not escaped an officer of the court that Jussie Smollett was effectively granted immunity, even though his apparent lies directed Chicago's police force and other law enforcement assets away from situations where those assets actually were needed, all at a very high cost to the taxpayers of Chicago.

Please move swiftly to uncover the improprieties that lead to this outcome and encourage federal officials to act within their authority to prosecute this case fully. Stories that the prosecutor accepted a \$400,000 bribe for this outcome give your department a black eye and demonstrate that Chicago law enforcement and jurisprudence are wholly unfit to be taken as anything but a false front for embezzlement, bribery, extortion and all other manner of crimes attributable to lawyers and police.

Sincerely,

Michael Border
Minneapolis, formerly a native of Illinois

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 12:59 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

by phone or are you coming over?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

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Sent: Wednesday, March 27, 2019 12:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

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Correspondent
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312-948-4779

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Sent: Wednesday, March 27, 2019 1:43 PM
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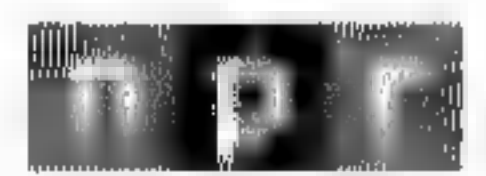
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Thanks much,
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Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Harold Best [REDACTED]
Sent: Wednesday, March 27, 2019 1:08 PM
To: APRIL PERRY (States Attorney)
Subject: Smollett controversy

Ms. Perry,

Despite being aware of the breathtaking levels of corruption in Illinois, the Companies for which I work have continued to do business in the State of Illinois. As of today we will no longer do business of any kind with any organizations in Cook County, specifically, and in the State ,generally, only after careful vetting to ensure that no such ties to your Cesspool exist.

The reason for this is that should any legalities rise to controversy in the course of Business, there is clearly no rule of Law or Justice of any kind to protect our interests in any kind of fairness or Justice, we are not such fools as to step into that Den of Snakes.

Sincerely,
Harold H. Best III

Sent from my iPad

From: Kass, John <jskass@chicagotribune.com>
Sent: Wednesday, March 27, 2019 1:08 PM
To: TANDRA SIMONTON (States Attorney); Kass, John
Subject: trying again.

Did your office file for a recusal in the smollett case; or did defense attorneys request your recusal.. I'm on deadline. and if a motion was not filed, what did your office mean when state's attorney said the office "recused itself."????

on deadline. waiting.

John Kass

Chicago Tribune

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 1:11 PM
To: KIERA ELLIS (States Attorney)
Subject: Fw: trying again.

FYI - can I send your statement?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Kass, John <jskass@chicagotribune.com>
Sent: Wednesday, March 27, 2019 1:07 PM
To: TANDRA SIMONTON (States Attorney); Kass, John
Subject: trying again.

Did your office file for a recusal in the smollett case; or did defense attorneys request your recusal.. I'm on deadline. and if a motion was not filed, what did your office mean when state's attorney said the office "recused itself."????
on deadline. waiting.
John Kass
Chicago Tribune

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 1:12 PM
To: JOSEPH MAGATS (States Attorney)
Subject: Fwd: Smollett Order
Attachments: smollett order-03272019105949.tif

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: RISA LANIER (States Attorney)
Sent: Wednesday, March 27, 2019 11:00:48 AM
To: KIERA ELLIS (States Attorney)
Subject: Smollett Order

Here you go...

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS

OR

A Municipal Corporation,

v.

JESSIE SMOLLETT

Defendant/Petitioner

Case

19 CR 3104

and/or

(MUNICIPAL 19-110327101)

Ticket

Numbers

Date of Birth: 6/21/1982

Gender: ☒ Male ☐ Female

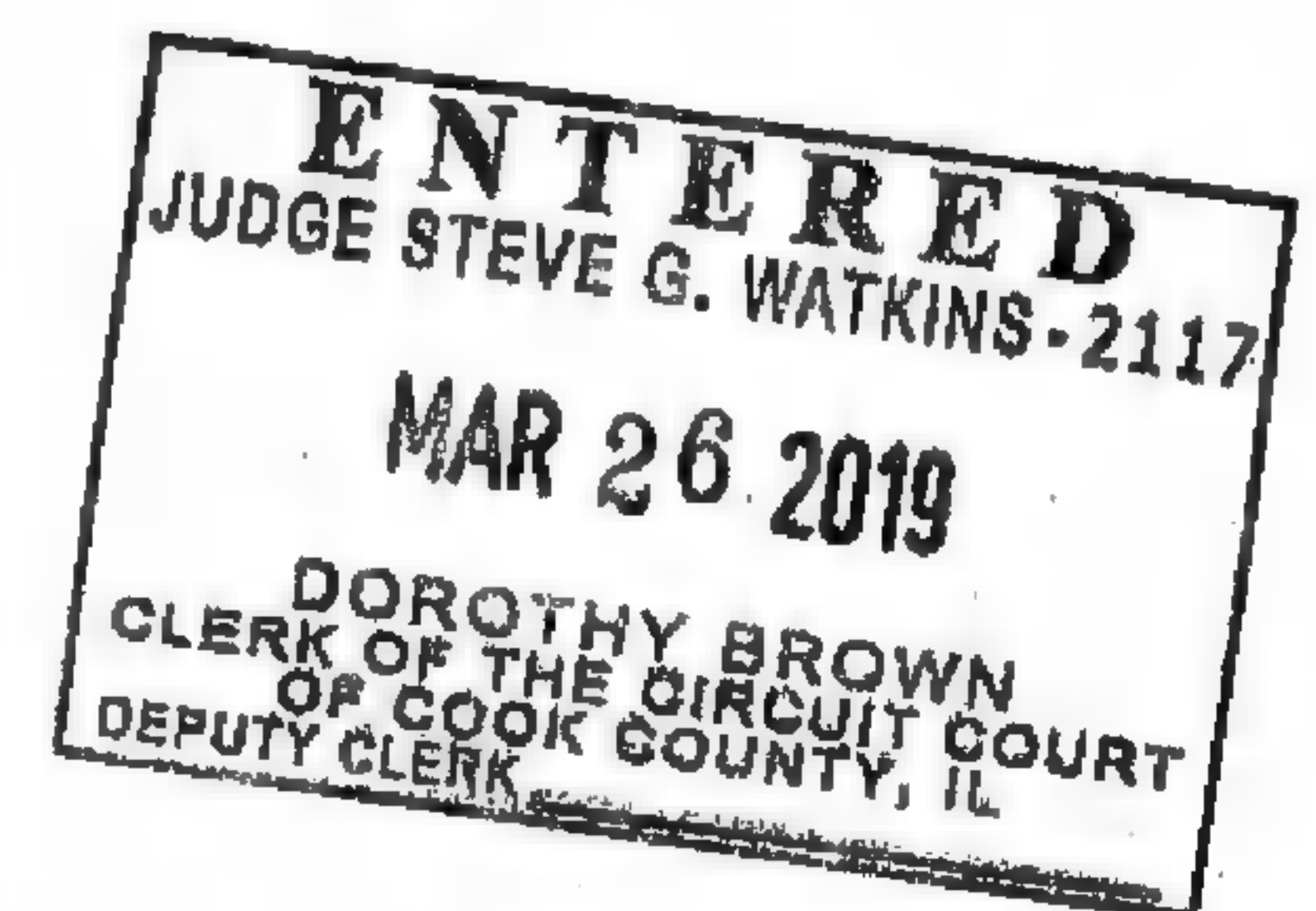
Race: BLACK

ORDER FOR IMMEDIATE SEALING OF CRIMINAL RECORDS

This Court, having considered all pleadings and any objections thereto, and after an evidentiary hearing,

ORDERS THAT:

1. Defendant/Petitioner's Petition for Immediate Sealing of Criminal Records is GRANTED.
2. The Illinois State Police, the above Arresting Agency, _____, the Chicago Police Department, and the Clerk of the Circuit Court shall seal the arrest from its records, if any, within sixty (60) days of the date of service of this order. It is further directed that the Arresting Agency shall request the return of all identification materials from any other repositories and custodians of statistics that were previously notified of this arrest(s) by the Arresting Agency.
3. In accordance with the law, orders of protection, civil no contact orders, and civil no contact stalking orders shall not be sealed.



Prepared by: PATRICIA BROWN HOLMES

Cook County Attorney Code: 60128

Name: RILEY SAFER HOLMES & CANOLA LLP

Address: 70 W MADISON STE 2900

City/State/Zip: CHICAGO, IL 60602

Telephone: (312) 471-8700 FAX: (312) 471-0700

Primary Email: PHOLMES@RSHCLAW.COM

ENTERED:

Dated: _____

Judge: _____

Judge's No. _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, March 27, 2019 1:17 PM
To: Kass, John
Subject: Re: trying again.

The State's Attorney did not formally recuse herself or the Office based on any actual conflict of interest. As a result, she did not have to seek the appointment of a special prosecutor under section 3-9008(a-15). Instead, in an abundance of caution, she informally separated herself from the decision-making over the case and left it to her First Assistant State's Attorney Joe Magats, a 29-year veteran prosecutor. Although we used the term "recuse" as it relates to State's Attorney Foxx's involvement in his matter, it was a colloquial use of the term rather than in its legal sense.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 1:08 PM, Kass, John <jskass@chicagotribune.com> wrote:

Did your office file for a recusal in the smollett case; or did defense attorneys request your recusal.. I'm on deadline. and if a motion was not filed, what did your office mean when state's attorney said the office "recused itself."????
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John Kass
Chicago Tribune

Sent: Wednesday, March 27, 2019 1:31 PM
To: Crepeau, Megan
Subject: RE: Further questions on Smollett case
Attachments: smollett order-03272019105949.tif



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 9:12 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: Further questions on Smollett case

Hi all - still some lingering questions from yesterday.

- Joe Magats said yesterday that it is not uncommon for cases to be disposed of like this. Can you give me specific examples of other cases during Kim Foxx's tenure that were concluded this way? I'm not talking about deferred prosecution, because this was not a deferred prosecution. I'm talking about a felony charge that was dropped due to a private verbal deal - an agreement not memorialized on paperwork - that the defendant fulfill certain conditions before the charges were dropped. Which other cases have been dealt with in that manner?

- What exactly were the terms of the agreement reached with the defense? How many hours of community service did he have to do, who monitored/reported that service, and when was that agreement reached with the defense?

Thanks very much —

Megan

Megan Crepeau

Reporter

Chicago Tribune

O: 312-222-3116

C: 312-522-4409

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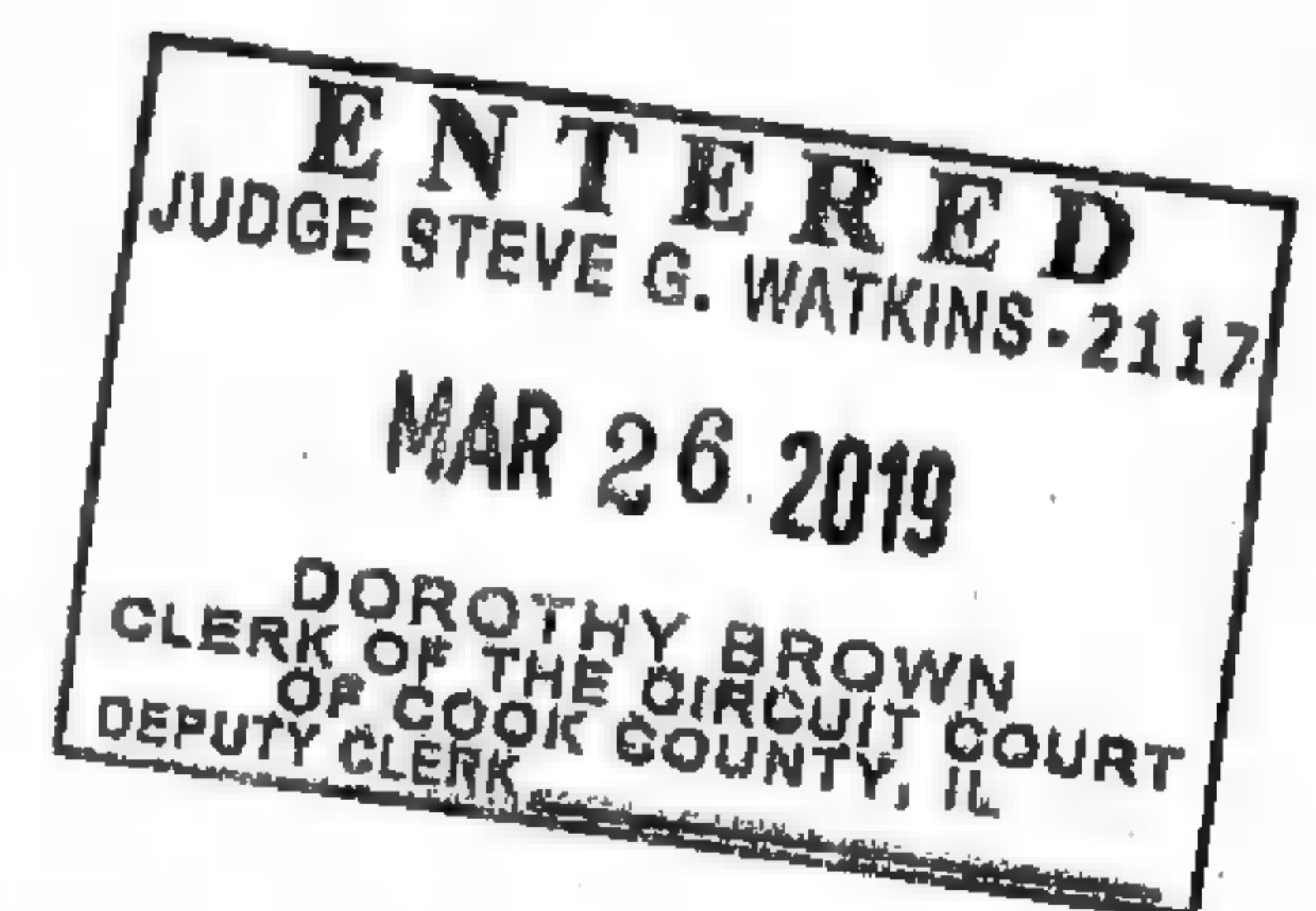
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Cook County Attorney Code: 60128

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Address: 70 W MADISON STE 2900

City/State/Zip: CHICAGO, IL 60602

Telephone: (312) 471-8700 FAX: (312) 471-0700

Primary Email: PHOLMES@RSHC-LAW.COM

ENTERED:

Dated: _____

Judge: _____

Judge's No. _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 1:32 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

Hi Tandra...by phone would be great...AND now hoping to have her talk to one of the hosts of our national show, All Things Considered instead of me here in Chicago. Let me know if that's possible...and I can get the connects going.

C.

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 1:59 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

by phone or are you coming over?

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Correspondent
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Chicago, IL 60611
312-948-4779

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 1:35 PM
To: MAURICE GREEN (States Attorney); CHRISTINE CHAN (States Attorney); BERNARD HEADLEY (States Attorney); TA'SHA WILLIAMS (States Attorney)
Subject: WBEZ interview with SA Foxx

<https://www.wbez.org/shows/wbez-news/prosecutor-kim-foxx-defends-jussie-smollett-decision-in-wbez-interview/ddc80843-d6ee-4c25-a635-02ad49c325e6>



Prosecutor Kim Foxx Defends Jussie Smollett Decision - wbez.org

www.wbez.org

Cook County prosecutors made a stunning reversal Tuesday when they dropped all charges against Empire actor Jussie Smollett. He had been indicted on 16 felony counts related to making a false ...

From: Bev Mehlhaff <[REDACTED]>
Sent: Wednesday, March 27, 2019 1:42 PM
To: APRIL PERRY (States Attorney)
Subject: Ethical violation

Dear April Perry,

It is disgraceful how Jussie Smollett wasn't held responsible for his actions. He should be held accountable in a court for law just like any other citizen would. If it's true...how does the wife and ex president Obama have any power to control interfere in a criminal act? It is an ethical violation and should be carried out to the full extent of the law!

Sincerely,

Beverly Mehlhaff

Sent with WunderMail for Gmail on Windows 10

From: Eligon, John <eligon@nytimes.com>
Sent: Wednesday, March 27, 2019 1:50 PM
To: TANDRA SIMONTON (States Attorney)
Subject: interview with SA Foxx

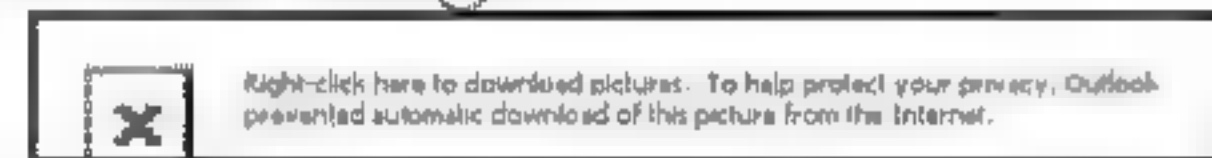
Hi Tandra

Hope you're well. I heard SA Foxx on WBEZ today and hoping that I can get a few minutes on the phone with her today. Can you please let me know. I believe, based on the first story I did with Ms. Foxx, that I've shown to be someone who can put these sensitive issues in context and give you all a fair hearing. So I'm hoping I can have a conversation with her about the Smollett situation because there is obviously great public interest in this and many questions surrounding it. Thanks much!

Take care
John

--

John Eligon



National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
646-808-4276

From: Jennifer Struzik <Jennifer.Struzik@FOXTV.COM>
Sent: Wednesday, March 27, 2019 2:03 PM
To: TANDRA SIMONTON (States Attorney); WFLD Assignment Desk
Subject: can you confirm?

Hi Tandra,

We are reaching out if you can confirm that the Prosecutor's office is asking other Assistant State's Attorney to look for similar cases to Jussie Smollett's where verbal agreements has been made with the defense.

Below is a Twitter link to a letter that has been obtained.

[Dan Proft @DanProft](#)

FollowingFollowing @DanProft

More

From a reliable source, part of an email sent by Risa Lanier, Chief of the Criminal Prosecutions Bureau at Cook County SA office, to ASA senior leadership. They're now turning SA's office into a PR shop for [@SAKimFoxy](#). [#SmollettHoax](#)

<https://twitter.com/DanProft/status/1110970909689593861>

Please update your files with our new email for the newsroom: wfldassignmentdesk@foxtv.com

Thanks!!

Jennifer Struzik | Assignment Editor | Jennifer.struzik@foxtv.com

[WFLD FOX32](#) | [WPWR MY50](#)

205 North Michigan Avenue, Chicago, IL 60601

o: 312-565-5533 | [@newsforstruz](#)

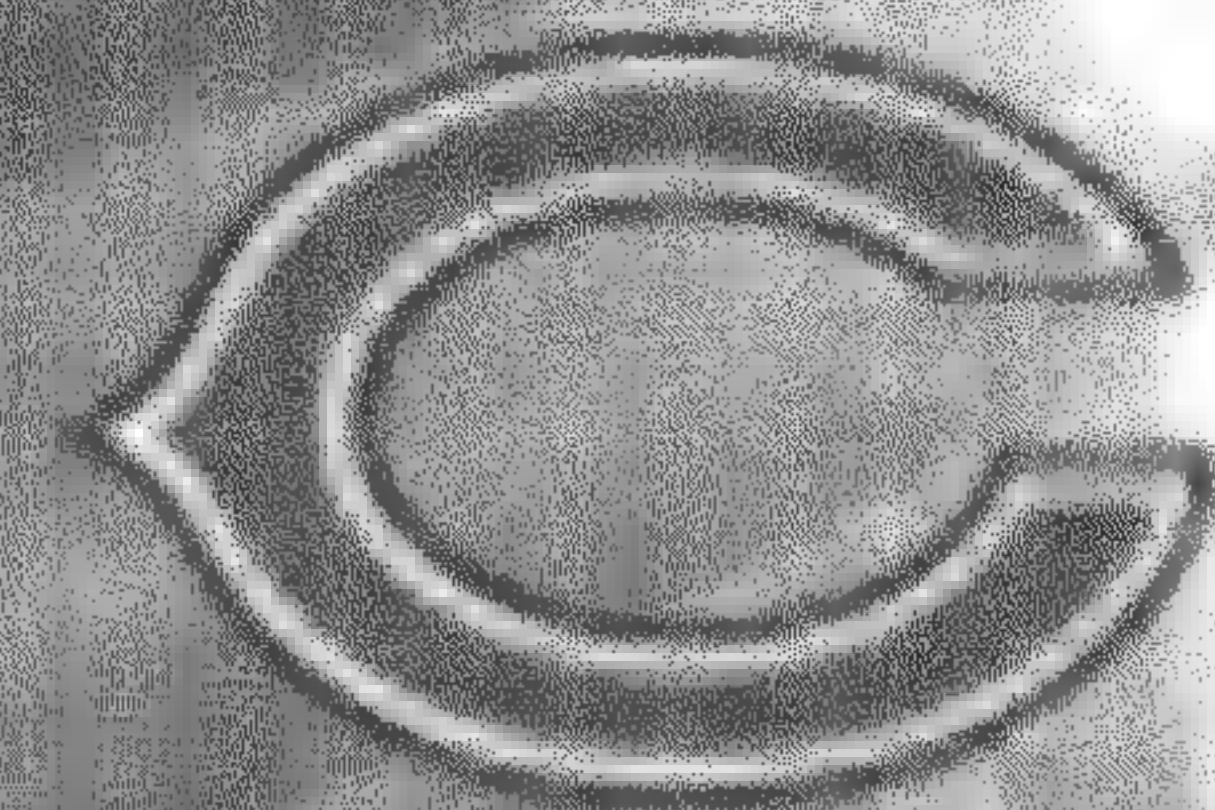
Email your news tips to wfldassignmentdesk@foxtv.com

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From: Williams, James H <JHWilliams@cbs.com>
Sent: Wednesday, March 27, 2019 2:05 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: FW: greetings from jim williams/CBS 2

Just checking again to see if we can get some examples....
thanks

From: Williams, James H
Sent: Wednesday, March 27, 2019 9:55 AM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; kiera.ellis@cookcountyil.gov
Subject: greetings from jim williams/CBS 2

Good Morning Kiera & Tandra—

Joe Magats cited 5700 cases the office has handled similar to the resolution of the Smollett case.
Can you provide examples for us?

Thanks,
Jim



Jim Williams
WBBM-TV Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2419 Office
312-446-5888 Mobile

www.cbschicago.com

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, March 27, 2019 2:06 PM
To: Eligon, John
Subject: Re: interview with SA Foxx

It's a possibility - but she would not be available until later this evening. Can I circle back and let you know?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 1:50 PM, Eligon, John <eligon@nytimes.com> wrote:

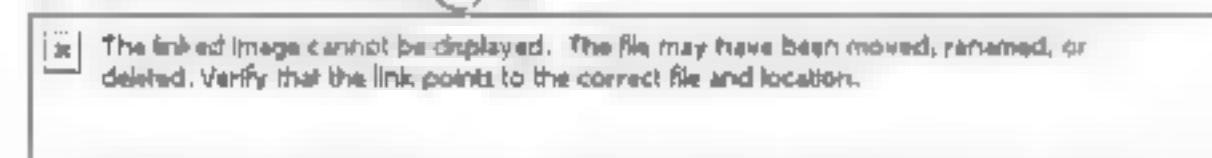
Hi Tandra

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Take care
John

--

John Eligon



National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
646-808-4276

From: Matthew Masterson <mmasterson@wttw.com>
Sent: Wednesday, March 27, 2019 2:13 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Kim Foxx availability

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Tandra,

I understand the show won't work, but could we possibly send a camera to your office and set up an interview with Kim similar to how we worked things yesterday?

Best,
Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
[wttw](#)
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 10:31 AM
To: Matthew Masterson <mmasterson@wttw.com>
Subject: Re: Kim Foxx availability

Hi Matt -

You're welcome. We appreciate that but we respectfully decline. If anything changes, I will let you know. Thanks Matt.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Matthew Masterson <mmasterson@wttw.com>
Sent: Wednesday, March 27, 2019 10:24 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx availability

Hi Tandra,

Thank you again for helping us organize our sit down with Joseph Magats yesterday afternoon. Beyond that, I wanted to once again extend an invitation to Ms. Foxx to come on our show and discuss the Jussie Smollett case. We're going to be having Superintendent Johnson on, so we wanted to reach out and offer that same opportunity to you.

Please let me know if this is a possibility. I would also like to set up a phone interview for a separate web story on this topic, if possible.

Best,
Matt

Matt Masterson | Associate Digital Producer, *Chicago Tonight*
wttw
5400 N St Louis Ave | Chicago IL 60625
t: 773.509.5431
e: mmasterson@wttw.com

[Facebook](#) | [Twitter](#)

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, March 27, 2019 2:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: FW: Kim Foxx interview

Just heard Kim Foxx has sat down with WBEZ and now ABC – thought she wasn't doing any interviews?

When can we get her today – seems odd to just pick and choose who he wants to do interviews with – only fair to make sure everyone gets a chance to talk to her

Please let me know where and when we can meet her today

Thank you
Lisa V

From: Lisa Vucsko
Sent: Wednesday, March 27, 2019 11:57 AM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: RE: Kim Foxx interview

Totally understand!
If anything changes or she has an event, please let me know

Thanks again!

Lisa V

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 11:41 AM
To: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Subject: Re: Kim Foxx interview

Hi Lisa -

She was actually at an event to discuss our open data portal and some reporters were invited by Injustice Watch. While there, she was asked some questions- she did not give an interview. If she becomes available for an interview in the next few days, I will let you know. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>

Sent: Wednesday, March 27, 2019 11:21 AM

To: TANDRA SIMONTON (States Attorney)

Subject: Kim Foxx interview

Hi Tandra –

Checking to see if Kim Foxx would be available for a quick interview today – obviously regarding the Jussie Smollett case

We saw she talked to Block Club and would like the chance to talk to her ourselves.

I could send someone like Larry Yellen or Natalie Bomke over at any time.

Please let me know.

Thank you

Lisa V

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

lisa.vucsko@foxtv.com

wfldassignmentdesk@foxtv.com

www.fox32chicago.com

205 North Michigan Avenue, Chicago, IL 60601

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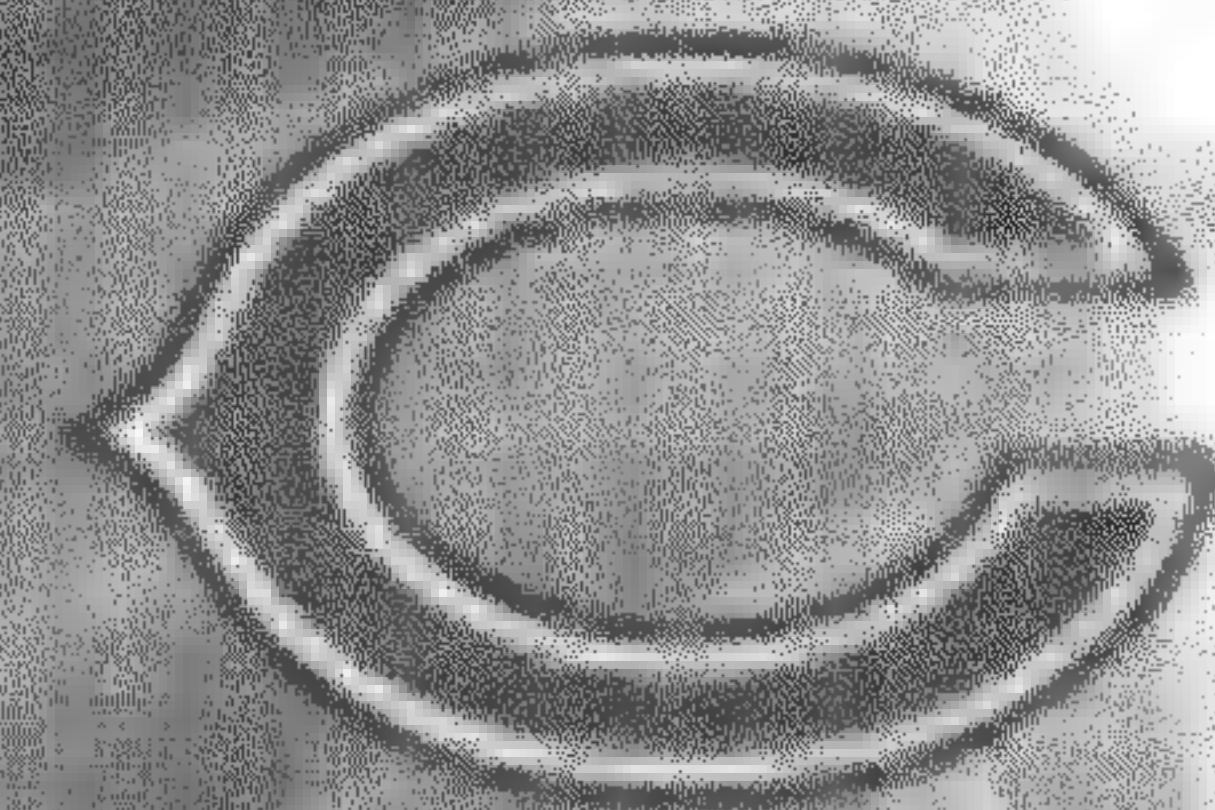
cell: **815-342-4140** / @vucsko

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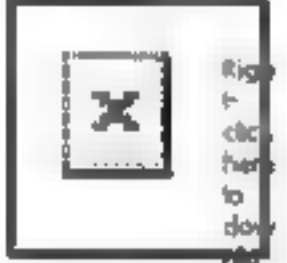


From: John Eligon <eligon@nytimes.com>
Sent: Wednesday, March 27, 2019 2:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: interview with SA Foxx

Please do. Thanks much.

John

John Eligon



National Correspondent covering race

P.O. Box 26734
Kansas City, MO 64196
646-808-4276

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Take care
John

--

John Eligon

 Right-click here to download pictures. To help protect your privacy, Outlook prevented automatic download of this picture from the Internet.

National Correspondent covering race

P.O. Box 26734

Kansas City, MO 64196

646-808-4276

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, March 27, 2019 2:16 PM
To: Lisa Vucsko
Subject: Re: Kim Foxx interview

Dakari Turner just reached out as well. I'm checking availability and will let you both know.

Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
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Thank you
Lisa V

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Totally understand!
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Thanks again!

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Sent: Wednesday, March 27, 2019 11:41 AM
To: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Subject: Re: Kim Foxx interview

Hi Lisa -

She was actually at an event to discuss our open data portal and some reporters were invited by Injustice Watch. While there, she was asked some questions- she did not give an interview. If she becomes available for an interview in the next few days, I will let you know. Thanks.

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Please let me know.

Thank you
Lisa V

Lisa Vucsko - Managing Editor

WFLD - Fox 32 Chicago

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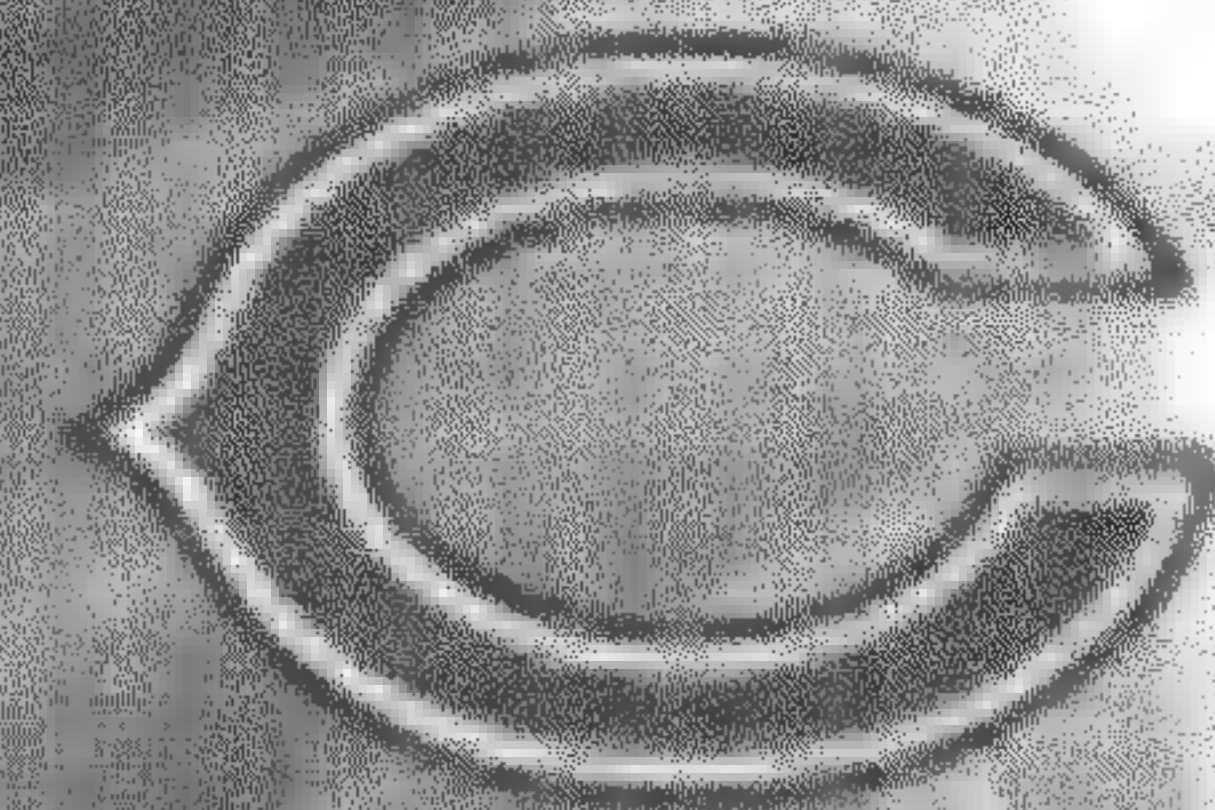
cell: **815-342-4140 / @vucsko**

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From: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Sent: Wednesday, March 27, 2019 2:19 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Kim Foxx interview

Great – thank you

From: TANDRA SIMONTON (States Attorney) [mailto:tandra.simonton@cookcountyil.gov]
Sent: Wednesday, March 27, 2019 2:16 PM
To: Lisa Vucsko <Lisa.Vucsko@FOXTV.COM>
Subject: Re: Kim Foxx interview

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Subject: RE: Kim Foxx interview

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Lisa V

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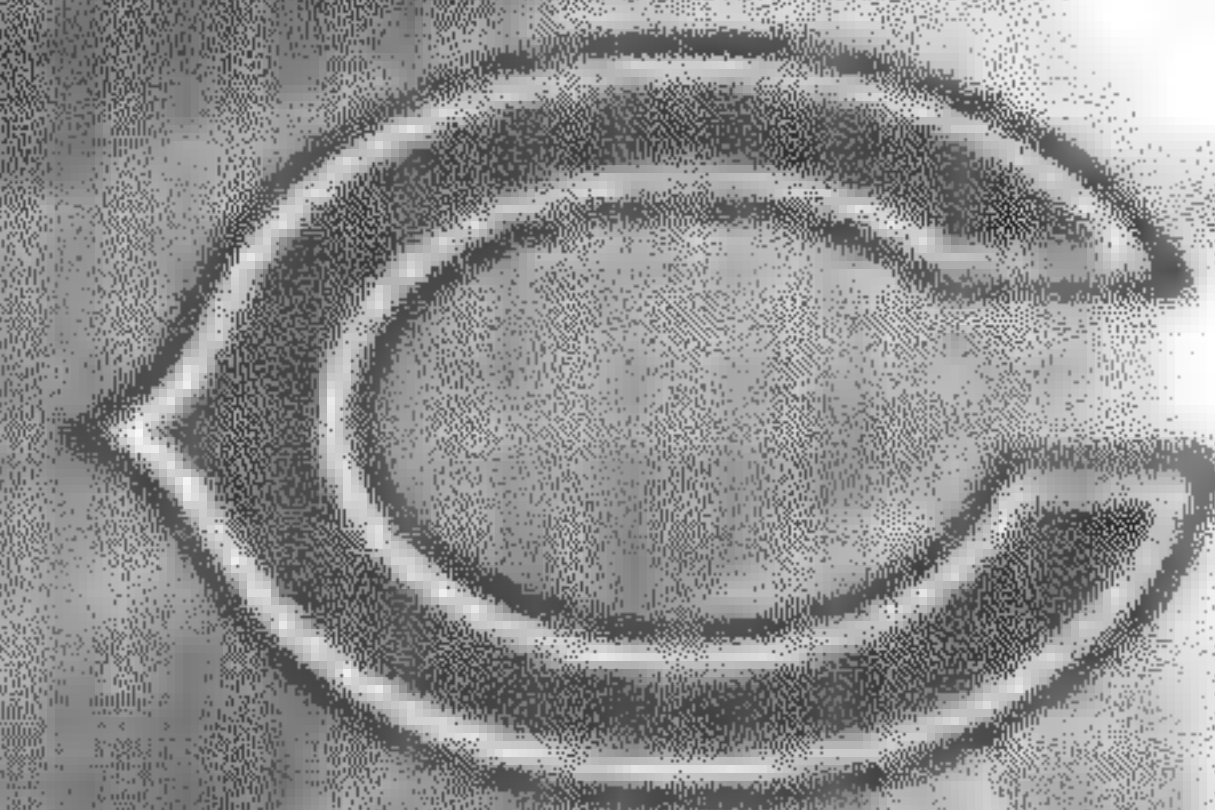
cell: 815-342-4140 / @vucsko

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From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 27, 2019 2:24 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Deferred prosecution? RE: Smollett statement

Hello Tandra,

I understand Kim Foxx was going to sit down with some local papers, answering questions regarding the Smollett case. Any chance the AP could also speak with her today? Obviously, there is also broad national interest in this as well.

Appreciate it if you could let us know if this will be possible.

Thanks so much,

Michael

AP

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 2:50 PM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Deferred prosecution? RE: Smollett statement

Hi Michael -

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 12:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deferred prosecution? RE: Smollett statement

Hi Tandra,

There is some discrepancy in what it is prosecutors did. The Sun-Times is saying that this was a "deferred prosecution." Isn't that wrong?

Defense says charges dropped and that there was no deal? Is that the case?

We just want to make sure we are accurate in how we report this.

Thanks so much,

Michael

AP

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:41 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:39 AM, Tarm, Michael <mtarm@ap.org> wrote:

Hi Tandra, Can I possible get the statement from prosecutors on Smollett. Thanks! Michael

<image001.png>

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 21, 2019 10:09 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 21, 2019, at 10:00 AM, Tarm, Michael <mtarm@ap.org> wrote:

Thanks again for getting back to me yesterday.
Question: Do you have the time for R. Kelly's hearing Friday?
Thanks much,
Michael

From: Tarm, Michael
Sent: Wednesday, March 20, 2019 5:20 PM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly / Comment

<image001.gif>

Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael

<image002.png>

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

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From: Kim Lane <[REDACTED]>
Sent: Wednesday, March 27, 2019 2:28 PM
To: APRIL PERRY (States Attorney)
Cc: Kim Lane
Subject: Kim Foxx ethics violation

Good afternoon, Ms April Perry,

We, the people believe there has been, at least, an ethics violation by, at least, Kimberly Foxx in the Jussie Smollett case.

Please investigate and punish to the fullest extent of the law.

Regards,
Kim Lane

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 2:39 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: WSJ — Here we go again, but hopefully less frantic :)

Where do we stand on this?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Wed, Mar 27, 2019 at 11:56 AM Ailworth, Erin <erin.ailworth@wsj.com> wrote:
Wonderful! What's the best way to set that up?

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



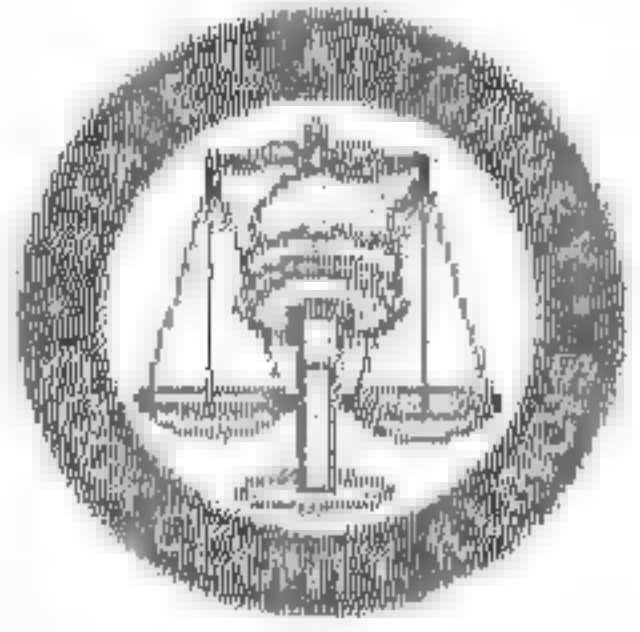
O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Wed, Mar 27, 2019 at 11:54 AM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Yes, you can interview Joe Magats.



Kiera S. Ellis

Director of External Affairs

Cook County State's Attorney's Office

69 W. Washington, Suite 3200

Chicago, IL 60602

312.603.5896

Kiera.Ellis@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>

Sent: Wednesday, March 27, 2019 8:35 AM

To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>

Subject: WSJ -- Here we go again, but hopefully less frantic :)

Hey Kiera --

Just left you a voicemail because, as I'm sure you can guess, we're working on a follow up to yesterday's Jussie Smollett news. The big ask for today is whether we can talk to Joseph Magats about the process this case went through--and if not him, someone else.

We specifically want to explain as clearly as we can for readers how and why prosecutors went from seeking a grand jury indictment with 16 counts to dismissing the charges under the deferred prosecution statute. We think that's an important piece of news that will help readers understand and process everything.

Of course, there are lot of people out there wondering if any of this was politically motivated, at all pushed by Ms. Foxx and her interactions with the Smollett family, or a result of Jussie Smollett's celebrity status and wealth -- I'm sure you've heard many of the conspiracy theories. If you can help us address any of that, please let us know.

Happy to jump on the phone with you, if you want to talk further about any of this. I am on my cell today: 312.316.9169. Haven't yet made it out of the house!

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: [@ailworth](https://twitter.com/ailworth)



From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 2:44 PM
To: Crepeau, Megan
Subject: RE: Further questions on Smollett case
Attachments: smollett order-03272019105949.tif



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 9:12 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: Further questions on Smollett case

Hi all - still some lingering questions from yesterday.

- Joe Magats said yesterday that it is not uncommon for cases to be disposed of like this. Can you give me specific examples of other cases during Kim Foxx's tenure that were concluded this way? I'm not talking about deferred prosecution, because this was not a deferred prosecution. I'm talking about a felony charge that was dropped due to a private verbal deal - an agreement not memorialized on paperwork - that the defendant fulfill certain conditions before the charges were dropped. Which other cases have been dealt with in that manner?

- What exactly were the terms of the agreement reached with the defense? How many hours of community service did he have to do, who monitored/reported that service, and when was that agreement reached with the defense?

Thanks very much --

Megan

Megan Crepeau

Reporter

Chicago Tribune

O: 312-222-3116

C: 312-522-4409

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS

OR

A Municipal Corporation,

v.

JESSIE SMOLLETT

Defendant/Petitioner

Case

19 CR 3104

and/or

(MUNICIPAL 19-110327101)

Ticket

Numbers

Date of Birth: 6/21/1982

Gender: ☒ Male ☐ Female

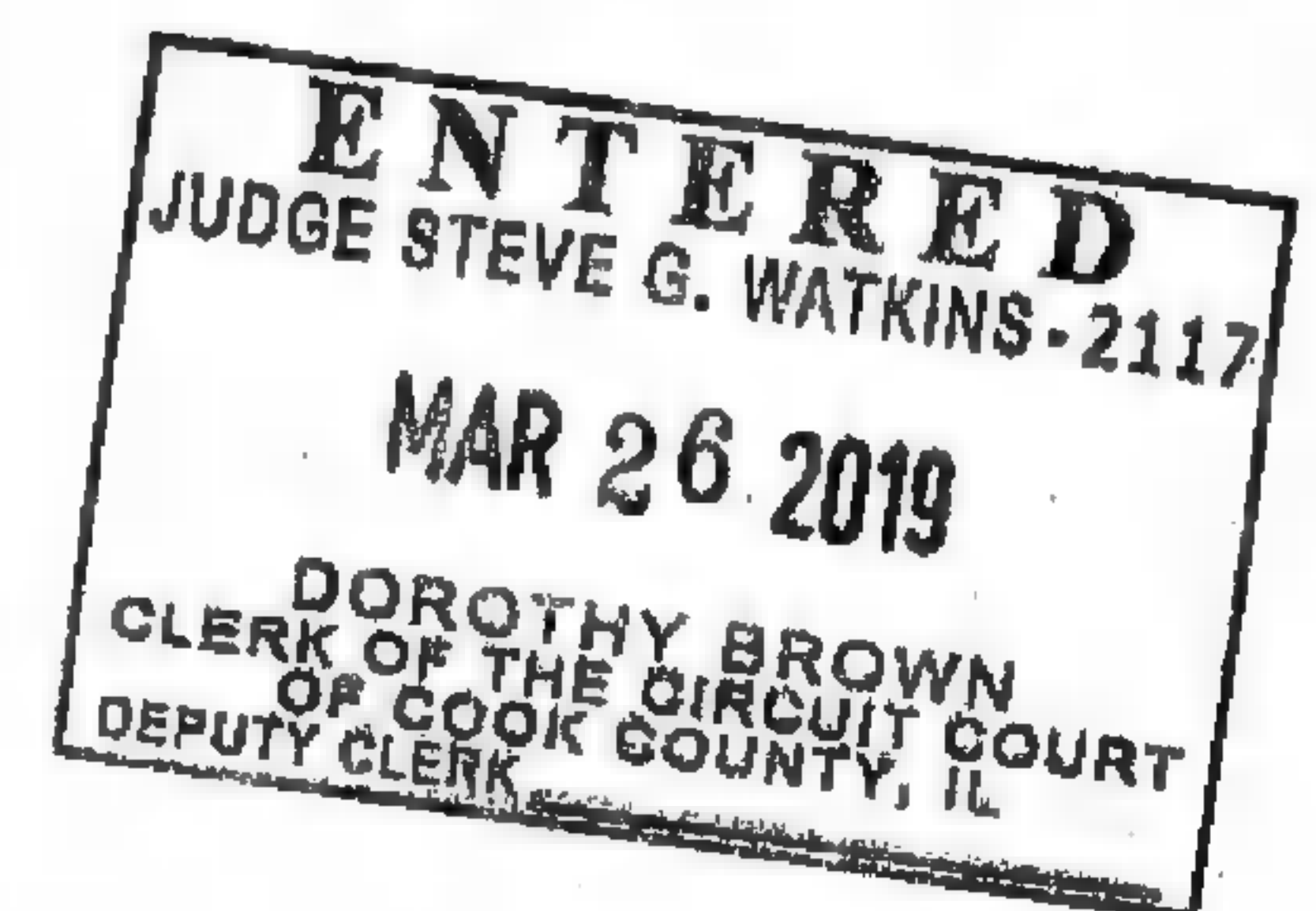
Race: BLACK

ORDER FOR IMMEDIATE SEALING OF CRIMINAL RECORDS

This Court, having considered all pleadings and any objections thereto, and after an evidentiary hearing,

ORDERS THAT:

1. Defendant/Petitioner's Petition for Immediate Sealing of Criminal Records is GRANTED.
2. The Illinois State Police, the above Arresting Agency, _____, the Chicago Police Department, and the Clerk of the Circuit Court shall seal the arrest from its records, if any, within sixty (60) days of the date of service of this order. It is further directed that the Arresting Agency shall request the return of all identification materials from any other repositories and custodians of statistics that were previously notified of this arrest(s) by the Arresting Agency.
3. In accordance with the law, orders of protection, civil no contact orders, and civil no contact stalking orders shall not be sealed.



Prepared by: PATRICIA BROWN HOLMES

Cook County Attorney Code: 60128

Name: RILEY SAFER HOLMES + CANOLA LLP

Address: 70 W MADISON STE 2900

City/State/Zip: CHICAGO, IL 60602

Telephone: (312) 471-8700 FAX: (312) 471-0700

Primary Email: PHOLMES@RSHC-LAW.COM

ENTERED:

Dated: _____

Judge: _____

Judge's No. _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

From: MAURICE GREEN (States Attorney)
Sent: Wednesday, March 27, 2019 2:45 PM
To: KIERA ELLIS (States Attorney); CHRISTINE CHAN (States Attorney); BERNARD HEADLEY (States Attorney); TA'SHA WILLIAMS (States Attorney)
Subject: Re: WBEZ interview with SA Foxx

Thanks for sending, this really helps unpack everything. Team - I hope y'all get a chance to read. Perfect thing to read as we continue to get questions for stakeholders.

Mo

Mo Green
Director of Community Engagement
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
(312) 603-8600
Maurice.Green@cookcountyil.gov

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 1:35:27 PM
To: MAURICE GREEN (States Attorney); CHRISTINE CHAN (States Attorney); BERNARD HEADLEY (States Attorney); TA'SHA WILLIAMS (States Attorney)
Subject: WBEZ interview with SA Foxx

<https://www.wbez.org/shows/wbez-news/prosecutor-kim-foxx-defends-jussie-smollett-decision-in-wbez-interview/ddc80843-d6ee-4c25-a635-02ad49c325e6>



Prosecutor Kim Foxx Defends Jussie Smollett Decision - wbez.org

www.wbez.org

Cook County prosecutors made a stunning reversal Tuesday when they dropped all charges against Empire actor Jussie Smollett. He had been indicted on 16 felony counts related to making a false ...

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 2:48 PM
To: Williams, James H; TANDRA SIMONTON (States Attorney)
Subject: Re: greetings from jim williams/CBS 2

Hello! Working on it and should have something soon.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Williams, James H <JHWilliams@cbs.com>
Sent: Wednesday, March 27, 2019 2:05:22 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: FW: greetings from jim williams/CBS 2

Just checking again to see if we can get some examples....
thanks

From: Williams, James H
Sent: Wednesday, March 27, 2019 9:55 AM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; kiera.ellis@cookcountyil.gov
Subject: greetings from jim williams/CBS 2

Good Morning Kiera & Tandra—

Joe Magats cited 5700 cases the office has handled similar to the resolution of the Smollett case.
Can you provide examples for us?

Thanks,
Jim


Jim Williams
WBBM-TV Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2419 Office
312-446-5888 Mobile

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 2:51 PM
To: erin.ailworth@wsj.com
Subject: Court order
Attachments: smollett order-03272019105949.tif

Kiera S. Ellis
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Cook County State's Attorney's Office
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Chicago, IL 60602
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OR

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Defendant/Petitioner

Case

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Ticket

Numbers

Date of Birth: 6/21/1982

Gender: ☒ Male ☐ Female

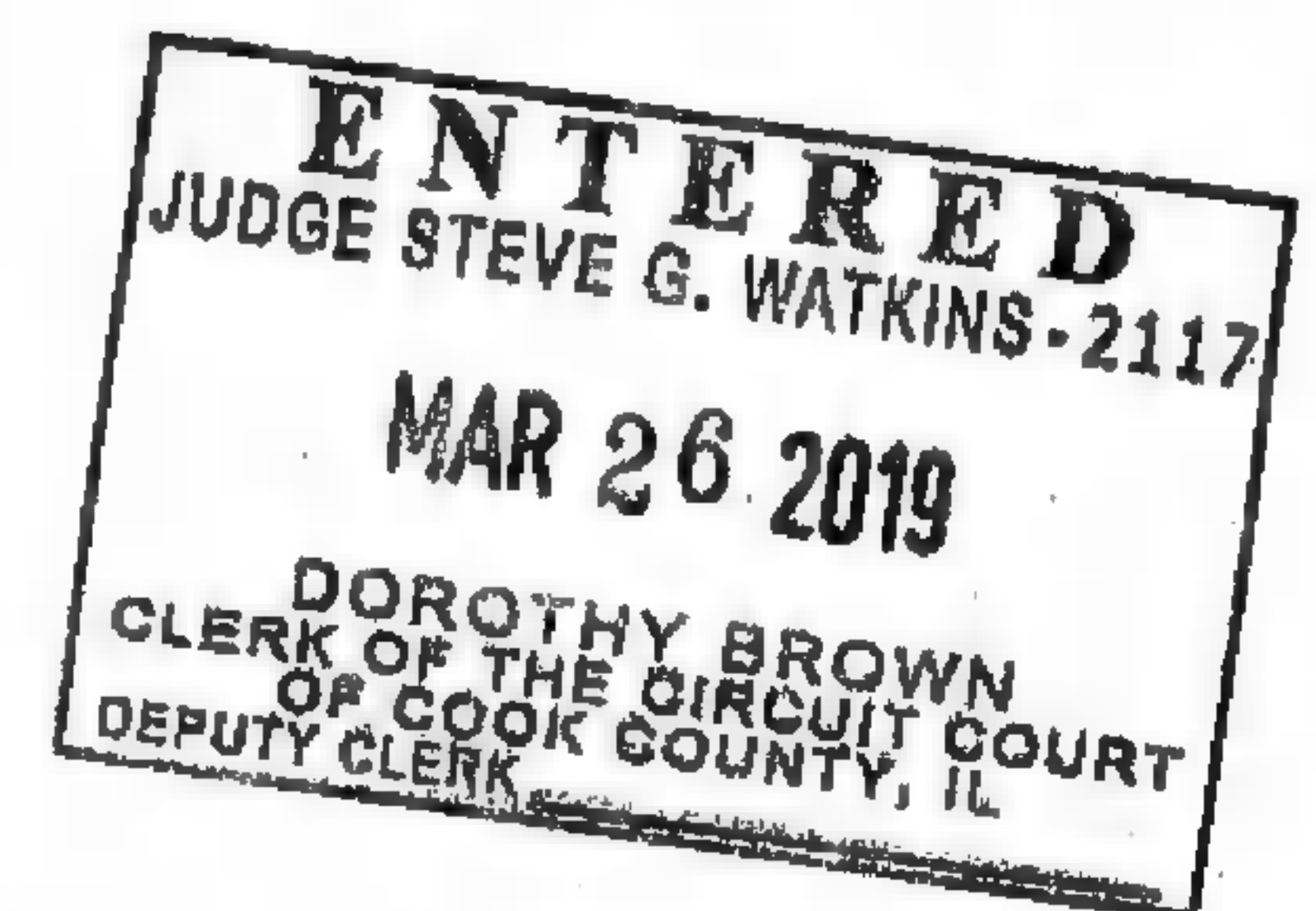
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Prepared by: PATRICIA BROWN HOLMES

Cook County Attorney Code: 60128

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City/State/Zip: CHICAGO, IL 60602

Telephone: (312) 471-8700 FAX: (312) 471-0700

Primary Email: PHOLMES@RSHCLAW.COM

ENTERED:

Dated: _____

Judge: _____

Judge's No. _____

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

From: Josh McGhee <jmcghee@chicagoreporter.com>
Sent: Wednesday, March 27, 2019 2:56 PM
To: SAO Data
Subject: Data Question

Hey there,

I was at the hacking for justice event this morning and Ms. Foxx mentioned data behind charges for disorderly conduct as such as in the case of Jussie. But when I went through dispositions I could not find “disorderly conduct.” Is the language different? Or is the charge not officially called disorderly conduct?

Josh McGhee
Investigative Reporter
Office: (312) 673-3850
Cell: (708) 469-9649
Twitter: @theVoiceofJosh

From: Williams, James H <JHWilliams@cbs.com>
Sent: Wednesday, March 27, 2019 2:58 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: greetings from jim williams/CBS 2

Very good. Thanks

Jim Williams
CBS 2 Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, Illinois 60602

www.cbschicago.com

On Mar 27, 2019, at 2:48 PM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Hello! Working on it and should have something soon.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
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To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: FW: greetings from jim williams/CBS 2

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Sent: Wednesday, March 27, 2019 9:55 AM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>;
kiera.ellis@cookcountyil.gov
Subject: greetings from jim williams/CBS 2

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Thanks,
Jim

<image001.jpg>

Jim Williams
WBBM-TV Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2419 Office
312-446-5888 Mobile

www.cbschicago.com

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 3:07 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Further questions on Smollett case

Thank you – has the court file been unsealed yet?

and more urgently - when can the State's Attorney speak with me today?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 2:44:23 PM
To: Crepeau, Megan
Subject: RE: Further questions on Smollett case

EXTERNAL SOURCE



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 9:12 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: Further questions on Smollett case

Hi all - still some lingering questions from yesterday.

- Joe Magats said yesterday that it is not uncommon for cases to be disposed of like this. Can you give me specific examples of other cases during Kim Foxx's tenure that were concluded this way? I'm not talking about deferred prosecution, because this was not a deferred prosecution. I'm talking about a felony charge that was dropped due to a private verbal deal - an agreement not memorialized on paperwork - that the defendant fulfill certain conditions before the charges were dropped. Which other cases have been dealt with in that manner?

- What exactly were the terms of the agreement reached with the defense? How many hours of community service did he have to do, who monitored/reported that service, and when was that agreement reached with the defense?

Thanks very much --

Megan

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 3:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

Hi Tandra –circling back. Possible to do the interview by phone with my folks in DC at around 4pm central?

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Cheryl Corley
Sent: Wednesday, March 27, 2019 2:32 PM
To: 'TANDRA SIMONTON (States Attorney)'
Subject: RE: NPR's Cheryl Corley here

Hi Tandra...by phone would be great...AND now hoping to have her talk to one of the hosts of our national show, All Things Considered instead of me here in Chicago. Let me know if that's possible...and I can get the connects going.

C.

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 1:59 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

by phone or are you coming over?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 12:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

That would be great Tandra.

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 1:43 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

Hi Cheryl -

State's Attorney Foxx may be available but not until later this afternoon - around 4 or so. Will this work for you? Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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e-mail: tandra.simonton@cookcountyil.gov

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 12:41 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NPR's Cheryl Corley here

Hi Tandra...working on a story about deferred/alternative prosecutions in light of Smollett. Might someone be available to talk to me about the office's use of it. Hoping to speak with someone within the next hour or two...possible?

Thanks much,
Cheryl

 Cheryl Corley

Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 3:23 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Court order

Ahh, yes, I somehow missed that line. So that leaves me wondering: did the SAO's office call or otherwise contact CPD today to remind them of that? When was CPD notified that their records were covered under the order from Judge Watkins, and who told them?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



On Wed, Mar 27, 2019 at 2:50 PM KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 3:23 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

Can we do 4:30? She is in a meeting with a community group that got started a little late.

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From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 3:24 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

I believe that will work...I'll send over the info to the DC producers.

Thanks much,
Cheryl



Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

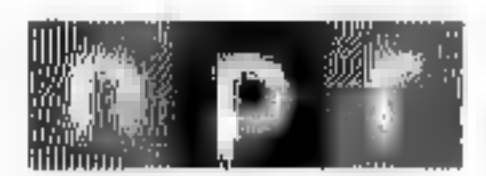
From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 4:23 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

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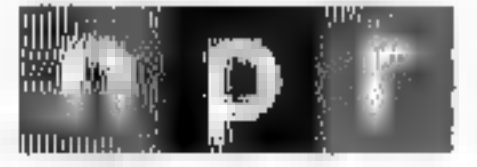
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312-948-4779

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 3:26 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

Great; Thanks Cheryl.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 3:23 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

I believe that will work...I'll send over the info to the DC producers.

Thanks much,
Cheryl

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 4:23 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

Can we do 4:30? She is in a meeting with a community group that got started a little late.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 3:17 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

Hi Tandra –circling back. Possible to do the interview by phone with my folks in DC at around 4pm central?

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Cheryl Corley
Sent: Wednesday, March 27, 2019 2:32 PM
To: 'TANDRA SIMONTON (States Attorney)'
Subject: RE: NPR's Cheryl Corley here

Hi Tandra...by phone would be great...AND now hoping to have her talk to one of the hosts of our national show, All Things Considered instead of me here in Chicago. Let me know if that's possible...and I can get the connects going.

C.

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 1:59 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

by phone or are you coming over?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 12:51 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: NPR's Cheryl Corley here

That would be great Tandra.

 Cheryl Corley
Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 1:43 PM
To: Cheryl Corley
Subject: Re: NPR's Cheryl Corley here

Hi Cheryl -

State's Attorney Foxx may be available but not until later this afternoon - around 4 or so. Will this work for you? Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Cheryl Corley <CCorley@npr.org>
Sent: Wednesday, March 27, 2019 12:41 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NPR's Cheryl Corley here

Hi Tandra...working on a story about deferred/alternative prosecutions in light of Smollett. Might someone be available to talk to me about the office's use of it. Hoping to speak with someone within the next hour or two...possible?

Thanks much,
Cheryl

 Cheryl Corley

Correspondent
NPR
848 E. Grand Avenue
Chicago, IL 60611
312-948-4779

From: Kathy Burkett [REDACTED]
Sent: Wednesday, March 27, 2019 3:27 PM
To: APRIL PERRY (States Attorney)
Subject: Jussie

The depth of concern and optics of this situation is disconcerting beyond words. What were these players thinking other than circumventing the system. What has come to pass has done harm on many levels...individuals, the city, state and our country. Time, energy, \$, talents and resources...wasted. Truth not given a chance to be revealed. We are fortunate there was no rioting in the streets over this. Shadiness can not be tolerated. All need to be held accountable, period.

kathy burkett

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Wednesday, March 27, 2019 3:35 PM
To: ROBERT FOLEY (States Attorney)
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: REQUEST: GMA live with George Stephanopoulos

Hi everyone

Thanks so much for giving ABC some time with State's Attorney Foxx today.

Is there any chance she'd be available for GMA tomorrow live with George Stephanopoulos to settle these questions being raised – as she did in the taped interview? We would LOVE to have her on with George.

Thank you!

Stephanie Wash
Coordinating Producer | ABC News
47 W 66 St, NY, NY 10023
Office: 212.456.2353 | Cell: 917.993.4296
Twitter: [@washnews](https://twitter.com/washnews)

From: Wash, Stephanie
Sent: Wednesday, March 27, 2019 12:52 PM
To: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Cc: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: RE: ABC/Good Morning America Intv Request

Good Afternoon,

I am checking in on the below request – and also inquiring whether someone from your office might be able to meet with our ABC News senior investigative producer Josh Margolin. ABC is very much engaged with the Smollett case and we will be airing more material. It would be very helpful and much appreciated if someone was willing to meet with him off the record today. Can you please let me know either way?

And please know that our request for GMA live still stands for tomorrow, if there's availability to do so. This morning Mayor Emanuel and Tina Glandian appeared on GMA. We would like to balance the coverage with someone from your office.

Thank you all so much.
Stephanie

Stephanie Wash
Coordinating Producer | ABC News
47 W 66 St, NY, NY 10023
Office: 212.456.2353 | Cell: 917.993.4296

Twitter: [@washnews](#)

From: Wash, Stephanie
Sent: Tuesday, March 26, 2019 4:50 PM
To: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Cc: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: ABC/Good Morning America Intv Request

No worries. Thanks so much ladies. Know you're crazed with interviews.
Let me know if there's anyway to fit in GMA tomorrow morning, whenever you get to this request.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

Sent from my iPhone

On Mar 26, 2019, at 12:20 PM, ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov> wrote:

Sorry, forgot to add them.

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:18 AM, Robert Foley <Robert.Foley@cookcountyil.gov> wrote:

Hi Stephanie—

I am adding Kiera and Tandra.

Best,
Robert

Robert Foley
Senior Advisor
Cook County State's Attorney's Office
Cell: [REDACTED]

On Mar 26, 2019, at 11:07 AM, Wash, Stephanie <Stephanie.Wash@abc.com> wrote:

Hi Robert,

Know it's quite a day, but would like to reiterate our request below.

I know you all are busy, so will keep it short. I would like to re-submit our request to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow morning regarding the Smollett case. We have also submitted a requested for State's Attorney Kim Foxx.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Wednesday, February 20, 2019 7:57 PM
To: ROBERT FOLEY
Subject: ABC/Good Morning America Intv Request

Hi Robert,

I know you must be crazed, because I'm crazed.

I would like to submit a formal request for ABC to have First Assistant State's Attorney Joseph Magats live on GMA tomorrow. We can do a live shot from the SAO - and do it live or pretape.

If he's not available in the morning, is he available to tape briefly with ABC anytime tomorrow? This would air across the ABC network. If he's available to appear exclusively, we'd welcome that of course.

Please feel free to email or call 24/7 if you have any questions about this request. I am available at 917-993-4296.

Thanks so much and thanks for all your help during this hectic time.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

Subject: Phone Interview | WGN Radio
Location: Phone Number: 312-981-8711

Start: Thu 3/28/2019 1:30 PM
End: Thu 3/28/2019 2:00 PM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: KIMBERLY FOXX (States Attorney)
Required Attendees: KIMBERLY FOXX (States Attorney); TANDRA SIMONTON (States Attorney)

Media: WGN Radio
Reporter: John Williams Show
Phone interview
Date: Thursday, March 28, 2019
Call in Time: 1:33p – 1:43p
Call in Number: 312-981-8711 from landline
Alternative Prosecution/Smollett response

Subject: Phone Interview | WGN Radio
Location: Phone Number: 312-981-8711

Start: Thu 3/28/2019 1:30 PM
End: Thu 3/28/2019 2:00 PM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: KIMBERLY FOXX (States Attorney)
Required Attendees: TANDRA SIMONTON (States Attorney)

Media: WGN Radio
Reporter: John Williams Show
Phone interview
Date: Thursday, March 28, 2019
Call in Time: 1:33p – 1:43p
Call in Number: 312-981-8711 from landline
Alternative Prosecution/Smollett response

From: Tracie Will [REDACTED]
Sent: Wednesday, March 27, 2019 3:41 PM
To: APRIL PERRY (States Attorney)
Subject: Re: Ethics and the Smollet case

I appreciate the response.

Thanks!
Tracie Will
[REDACTED]

On Wednesday, March 27, 2019, 12:04:55 PM CDT, APRIL PERRY (States Attorney)
<APRIL.PERRY@cookcountyil.gov> wrote:

Ms. Will,

Thank you for your inquiry. I understand your concerns, and am sorry that you are troubled by the outcome in this case. Every year, the Cook County State's Attorney's Office reviews more than 30,000 felony cases, and charges more than 15,000 of those cases. Most of those charges involve cases where a weapon or violence was involved. We have a serious problem with violent crime that we are doing our best to combat, with relatively limited resources. To this end, for more than 10 years the Office has been exploring various alternatives to prosecution. These include deferred prosecution programs, which allow first-time, non-violent offenders to complete different sets of conditions in order to have their charges dismissed. Finding alternatives to prosecution for individuals who have no history of committing crimes, and who have not committed a violent offense, allows us to focus on the most serious offenses and offenders who are plaguing our community.

In any case that garners a lot of media and public attention, people will have strong opinions about what the proper outcome is. That said, cases should be treated consistently regardless of how much media attention they receive or who the defendant happens to be. I am sorry that you do not believe this outcome to be a just one, and that it has apparently affected your decision to move closer to your family. I encourage you to visit our open data portal to learn more about the types of cases and dispositions that are occurring in Cook County every day, and how the CCSAO is addressing those cases.

Sincerely,

April Perry

From: Tracie Will [mailto: [REDACTED]]
Sent: Wednesday, March 27, 2019 11:15 AM
To: APRIL PERRY (States Attorney)
Subject: Ethics and the Smollet case

Ms Perry,

I am writing today as a concerned citizen of the United States.

In my opinion I believe there has been a travesty of justice and a potential ethics violation in the Smollet case and I am interested to hear your take on this as the Chief Ethics Officer for the State Attorneys. As I am sure you aware, there is outrage over the decision to drop all charges because of Smollet's community service (already served) and his forfeit of a measly \$10,000.

My son and daughter in law are residents of Oak Park, IL and I was giving a move to the Chicago area great consideration. This travesty has caused me to change my mind.

I would appreciate a reply and hope you are able to help me understand the logic behind this decision.

<https://www.chicagotribune.com/news/ct-kim-foxx-texts-emails-jussie-smollett-20190313-htmlstory.html?fbclid=IwAR2vHNPYcoS1ql2xWgNsKk6p0eEMsg-IK3jAhgScg0jzH4Tjovu7NyVLEiA>

Thanks!

Tracie Will
[REDACTED]

From: Elizabeth Dibler (States Attorney)
Sent: Wednesday, March 27, 2019 4:04 PM
To: RISA LANIER (States Attorney)
Subject: Re: Case Dispositions

Risa

I have one case where I entered into a verbal agreement for the defendant to do something and in exchange we dismissed the case.

The case was 18CR-3248, Vernon Smith in Judge Watkins. It was a failure to register that I wouldn't be able to prove without a witness and that witness was unable to be located. I told the public defender to have her client go register and bring back proof of his registration and I would dismiss the charge. That was done and on 3/14/19 I dismissed his failure to register.

Liz

From: RISA LANIER (States Attorney)
Sent: Wednesday, March 27, 2019 9:56:57 AM
To: SCOTT CLARK (States Attorney); RENEE THIBAUT (States Attorney); CAROL ROGALA (States Attorney); NATOSHA CUYLER-SHERMAN (States Attorney); JAMES MURPHY (States Attorney); ROBERT HOLLAND (States Attorney); CHRISTOPHER MARTIN (States Attorney); CATHERINE MALLOY (States Attorney); BRIAN BOERSMA (States Attorney); MEGAN MULAY (States Attorney); Elizabeth Dibler (States Attorney); JOSEPH HODAL (States Attorney); RUSSELL BAKER (States Attorney); VICTORIA KLEGMAN (States Attorney); JOSE VILLARREAL (States Attorney); MARIA AUGUSTUS (States Attorney); ANDREANA TURANO (States Attorney); JENNIFER RAVIN (States Attorney); LORNA AMADO-CHEVLIN (States Attorney); MARIA MCCARTHY (States Attorney); MICHAEL DENO (States Attorney); TORRIE CORBIN (States Attorney); KATHRYN MORRISSEY (States Attorney); RUTH GUDINO (States Attorney); EUGENE WOOD (States Attorney)
Subject: Case Dispositions

Hello Everyone,

We are looking for examples of cases, felony preferable, where we, in exercising our discretion, have entered into verbal agreements with defense attorneys to dismiss charges against an offender if certain conditions were met, such as the payment of restitution, completion of community service, completion of class, etc., but the defendant was not placed in a formal diversion program.

Please ask your ASAs if they have examples of these types of dispositions and we will work with them further to figure out on what case it was done. Nobody is in trouble, we are just looking for further examples of how we, as prosecutors, use our discretion in a way that restores the victim, but causes minimal harm to the defendant in the long term.

Carol, do you remember the name of the defendant whose conviction we agreed to vacate and dismissed his case after it was determined that he paid restitution to the victim (this was the guy who, after his conviction was vacated, he refused to plea to a lesser charge).

Time is of the essence so please make these inquiries quickly! Thank you!

**Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax**

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From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 4:11 PM
To: ALEX BLACK (States Attorney)
Subject: WGN Radio

Please add to calendar. Thanks Alex.

Media: WGN Radio
Reporter: John Williams Show
Phone **interview**
Date: Thursday, March 28, 2019
Call in Time: 1:33p – 1:43p
Call in Number: 312-981-8711 from landline
Alternative Prosecution/Smollett response

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: ALEX BLACK (States Attorney)
Required Attendees: TANDRA SIMONTON (States Attorney)
Location: Phone Number: 312-981-8711
Importance: Normal
Subject: Phone Interview | WGN Radio
Start Date/Time: Thur 3/28/2019 1:30:00 PM
End Date/Time: Thur 3/28/2019 2:00:00 PM

Media: WGN Radio
Reporter: John Williams Show
Phone interview
Date: Thursday, March 28, 2019
Call in Time: 1:33p - 1:43p
Call in Number: 312-981-8711 from landline
Alternative Prosecution/Smollett response

Subject: Phone Interview | WGN Radio
Location: Phone Number: 312-981-8711

Start: Thu 3/28/2019 1:30 PM
End: Thu 3/28/2019 2:00 PM
Show Time As: Tentative

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: KIMBERLY FOXX (States Attorney)
Required Attendees: TANDRA SIMONTON (States Attorney)

Media: WGN Radio
Reporter: John Williams Show
Phone interview
Date: Thursday, March 28, 2019
Call in Time: 1:33p – 1:43p
Call in Number: 312-981-8711 from landline
Alternative Prosecution/Smollett response

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Wednesday, March 27, 2019 4:21 PM
To: TANDRA SIMONTON (States Attorney)
Subject: QUESTION

We have a copy of the memo sent out today or yesterday by Risa Lanier asking supervisors for proof of diversion cases similar to that of Jussie Smollett. Can you confirm the following memo was sent within the State's Attorney's office?

Thanks for your continued help on this story.

DJ

Hello Everyone,

We are looking for examples of cases that are preferable, where we, in exercising discretion, have entered into verbal agreements with defense attorneys to dismiss charges against an offender if certain conditions are met, such as the payment of restitution, completion of community service, attendance in a class, etc., but the defendant was not enrolled in a formal diversion program.

Please ask your ASAs if they have any examples of these types of dispositions and we



Dick Johnson | Anchor-Reporter
454 North Columbus Dr. Chicago, IL 60611
Fb. @dickjohnsonnbc5 Twitter. @djnbcs

Hello Everyone,

We are looking for examples of cases, felony preferable, where we, in exercising our discretion, have entered into verbal agreements with defense attorneys to dismiss charges against an offender if certain conditions were met, such as the payment of restitution, completion of community service, completion of class, etc., but the defendant was not placed in a formal diversion program.

Please ask your ASAs if they have examples of these types of dispositions and we will work with them further to figure out on what case it was done. Nobody is in trouble, we are just looking for further examples of how we, as prosecutors, use our discretion in a way that restores the victim, but causes minimal harm to the defendant in the long term.

From: Finn, Matt <Matt.Finn@FOXNEWS.COM>
Sent: Wednesday, March 27, 2019 4:24 PM
To: TANDRA SIMONTON (States Attorney)
Cc: keria.ellis@cookcountyil.gov; joseph.magats@cookcountyil.org
Subject: Fox News National

Tandra,

I have called and emailed your office dozens of times over the past 72 hours. Zero response. We did not even receive either one of the critical statements in the Smollett case yesterday. Unacceptable. This comes after myself and two other producers have repeatedly asked to be added to media updates from your office.

Can you please call me.

312 508 2409

Matt Finn

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, March 27, 2019 4:25 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: QUESTION

Yes - When we receive inquiries, we ask our prosecutors for information to respond to those inquiries.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 4:21 PM, Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com> wrote:

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Thanks for your continued help on this story.

DJ

<image002.jpg>

<image001.png> **Dick Johnson** | Anchor-Reporter
454 North Columbus Dr. Chicago, IL 60611
Fb. @dickjohnsonnbc5 Twitter. @djnbcs

From: TANDRA SIMONTON (States Attorney)
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454 North Columbus Dr. Chicago, IL 60611
Fb. @dickjohnsonnbc5 Twitter. @djnbcs

Hello Everyone,

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Please ask your ASAs if they have examples of these types of dispositions and we will work with them further to figure out on what case it was done. Nobody is in trouble, we are just looking for further examples of how we, as prosecutors, use our discretion in a way that restores the victim, but causes minimal harm to the defendant in the long term.

From: RISA LANIER (States Attorney)
Sent: Wednesday, March 27, 2019 4:29 PM
To: Elizabeth Dibler (States Attorney)
Subject: Re: Case Dispositions

Thank you for your response. We received an inquiry from an outside source and was trying to answer it in a timely fashion.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: Elizabeth Dibler (States Attorney)
Sent: Wednesday, March 27, 2019 4:04:11 PM
To: RISA LANIER (States Attorney)
Subject: Re: Case Dispositions

Risa
I have one case where I entered into a verbal agreement for the defendant to do something and in exchange we dismissed the case.

The case was 18CR-3248, Vernon Smith in Judge Watkins. It was a failure to register that I wouldn't be able to prove without a witness and that witness was unable to be located. I told the public defender to have her client go register and bring back proof of his registration and I would dismiss the charge. That was done and on 3/14/19 I dismissed his failure to register.

Liz

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Sent: Wednesday, March 27, 2019 9:56:57 AM
To: SCOTT CLARK (States Attorney); RENEE THIBAUT (States Attorney); CAROL ROGALA (States Attorney); NATOSHA CUYLER-SHERMAN (States Attorney); JAMES MURPHY (States Attorney); ROBERT HOLLAND (States Attorney); CHRISTOPHER MARTIN (States Attorney); CATHERINE MALLOY (States Attorney); BRIAN BOERSMA (States Attorney); MEGAN MULAY (States Attorney); Elizabeth Dibler (States Attorney); JOSEPH HODAL (States Attorney); RUSSELL BAKER (States Attorney); VICTORIA KLEGMAN (States Attorney); JOSE VILLARREAL (States Attorney); MARIA AUGUSTUS (States Attorney); ANDREANA TURANO (States Attorney); JENNIFER RAVIN (States Attorney); LORNA AMADO-CHEVLIN (States Attorney); MARIA MCCARTHY (States Attorney); MICHAEL DENO (States Attorney); TORRIE CORBIN (States Attorney);

KATHRYN MORRISSEY (States Attorney); RUTH GUDINO (States Attorney); EUGENE WOOD (States Attorney)

Subject: Case Dispositions

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Carol, do you remember the name of the defendant whose conviction we agreed to vacate and dismissed his case after it was determined that he paid restitution to the victim (this was the guy who, after his conviction was vacated, he refused to plea to a lesser charge).

Time is of the essence so please make these inquiries quickly! Thank you!

**Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax**

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From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Wednesday, March 27, 2019 4:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: QUESTION

So to clarify---after telling us yesterday there have been more than 5000 cases of similar diversion (even though the particulars of the disposition of the Smollett case don't seem to fit in any way the "diversion" standards) your prosecutors are only now being asked to find examples of them?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 4:25 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: [EXTERNAL] Re: QUESTION

Yes - When we receive inquiries, we ask our prosecutors for information to respond to those inquiries.

Tandra R. Simonton
Chief Communications Officer
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454 North Columbus Dr. Chicago, IL 60611
Fb. @dickjohnsonnbc5 Twitter. @djnbcs5

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CBS 2 Broadcast Center
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From: TYLER EDWARDS (States Attorney)
Sent: Wednesday, March 27, 2019 4:34 PM
To: KIERA ELLIS (States Attorney)
Subject: Stories so far

Here's the stories I've seen with quotes from KF/you since the interviews have started:

NBC5: <https://www.nbcchicago.com/news/local/jussie-smollett-kim-foxx-chicago-update-507736821.html>

NPR: <https://www.npr.org/2019/03/27/707288156/we-cannot-be-driven-by-emotions-top-chicago-prosecutor-defends-smollett-decision>

CBS2: <https://chicago.cbslocal.com/2019/03/27/jussie-smollett-kim-foxx-cook-county-states-attorney-charges-dropped/>

ABC7: <https://abc7chicago.com/cook-county-states-attorney-kim-foxx-defends-offices-decision-in-jussie-smollett-case/5219838/>

WaPo: https://www.washingtonpost.com/arts-entertainment/2019/03/27/why-prosecutors-dismissed-charges-against-jussie-smollett/?utm_term=.631b9c34a398

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Subject: Re: QUESTION

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From: Luque, Carly E <CELuque@cbs.com>
Sent: Wednesday, March 27, 2019 4:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: 1:30 Smollett?

Is there anything scheduled for tomorrow?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 11:58 AM
To: Luque, Carly E <CELuque@cbs.com>
Subject: Re: 1:30 Smollett?

No I don't.

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From: Luque, Carly E <CELuque@cbs.com>
Sent: Wednesday, March 27, 2019 11:51 AM
To: TANDRA SIMONTON (States Attorney)
Subject: 1:30 Smollett?

Hi,
Do you know anything about a hearing today?

 **CBS**
Carly Luque
WBBM-TV CHICAGO
Assignment Editor

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-899-2200 Office
312-446-5866 Mobile
Twitter [@carlyluque13](https://twitter.com/carlyluque13)
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312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Williams, James H <jhwilliams@cbs.com>
Sent: Wednesday, March 27, 2019 2:57 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: greetings from jim williams/CBS 2

Very good. Thanks

Jim Williams
CBS 2 Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, Illinois 60602

www.cbschicago.com

On Mar 27, 2019, at 2:48 PM, KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov> wrote:

Hello! Working on it and should have something soon.

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Williams, James H <JHWilliams@cbs.com>
Sent: Wednesday, March 27, 2019 2:05:22 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney)
Subject: FW: greetings from jim williams/CBS 2

Just checking again to see if we can get some examples....
thanks

From: Williams, James H
Sent: Wednesday, March 27, 2019 9:55 AM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>;

kiera.ellis@cookcountyil.gov

Subject: greetings from jim williams/CBS 2

Good Morning Kiera & Tandra—

Joe Magats cited 5700 cases the office has handled similar to the resolution of the Smollett case.
Can you provide examples for us?

Thanks,
Jim

<image001.jpg>

Jim Williams
WBBM-TV Chicago
Anchor-Reporter

CBS 2 Broadcast Center
22 West Washington Street
Chicago, IL 60602
312-899-2419 Office
312-446-5888 Mobile

www.cbschicago.com

18C440031	Trimanine Wilson	Charged with theft. Parties agreed that the defendant would pay restitution. Defendant tendered check in court and case was nolle pros
18CR1520701	Terrae Washington	Charged with felony possession of cannabis. Parties agreed that defendant would complete community service and once completed the case was nolle pros

From: Spears, Natalie J. <natalie.spears@dentons.com>
Sent: Wednesday, March 27, 2019 4:48 PM
To: 'pholmes@rshc-law.com'; 'bwatson@rshc-law.com'; StatesAttorney; RISA LANIER (States Attorney)
Cc: Naron, Gregory R.; Giannini, Jacqui; Naron, Gregory R.
Subject: People v. Jussie Smollett - Emergency Intervenors' Motion
Attachments: Notice of Emergency Motion To Intervene 03.27.2019.pdf; Intervenor Motion 3.27.2019.pdf; Appearance of Natalie Spears 3.27.2019.pdf

All, attached please find the Emergency Motion of News Organizations To Intervene For Purposes Of Objecting to Expedited Destruction of Public Records Pursuant to Expungement Order which we filed today and noticed for tomorrow morning.

Thank you,
Natalie Spears



Natalie J. Spears

D +1 312 876 2556 | M +1 312 371 8520 | US Internal 12556
natalie.spears@dentons.com
Bio | Website

Dentons US LLP
233 South Wacker Drive, Suite 7800, Chicago, IL 60606-6306

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Natalie J. Spears

D +1 312 876 2556 | M +1 312 371 8520 | US Internal 12556
natalie.spears@dentons.com
Bio | Website

Dentons US LLP
233 South Wacker Drive, Suite 5900, Chicago, IL 60606-6361

Hamilton Harrison & Mathews > Mardemootoo Balgobin > HPRP > Zain & Co. > Delany Law > Dinner Martin > Maclay Murray & Spens > Gallo Barrios Pickmann > Muñoz > Cardenas & Cardenas > Lopez Velarde > Rodyk > Boekel > OPF Partners > 大成

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**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION**

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Plaintiff,)	
)	No. 19 CR 0310401
vs.)	
)	Hon. LeRoy K. Martin Jr.
JUSSIE SMOLLETT)	
)	
Defendant.)	

NOTICE OF EMERGENCY MOTION

To: SEE ATTACHED LIST

PLEASE TAKE NOTICE THAT on March 28, 2019 at 9:00 a.m., or as soon thereafter as counsel may be heard, we shall appear before the Honorable Judge LeRoy K. Martin Jr. or any Judge sitting in his stead, in the courtroom usually occupied by him, Room 101 of the George N. Leighton Criminal Court Building, 2600 South California Avenue, Room 101, Chicago, Illinois 60608, and there and then present **EMERGENCY MOTION OF NEWS ORGANIZATIONS TO INTERVENE FOR PURPOSES OF OBJECTING TO EXPEDITED DESTRUCTION OF PUBLIC RECORDS PURSUANT TO EXPUNGEMENT ORDER**, a copy of which is hereby served upon you.

Dated: March 27, 2019

Respectfully submitted,

By: Natalie Spears
Natalie J. Spears - natalie.spears@dentons.com
Samuel Fifer - samuel.fifer@dentons.com
Jacqueline A. Giannini - jacqui.giannini@dentons.com
Gregory Naron - gregory.naron@dentons.com
Dentons US LLP, Firm No. 56309
233 S. Wacker Drive, Suite 5900
Chicago, Illinois 60606
Attorneys for Intervenors

CERTIFICATE OF SERVICE

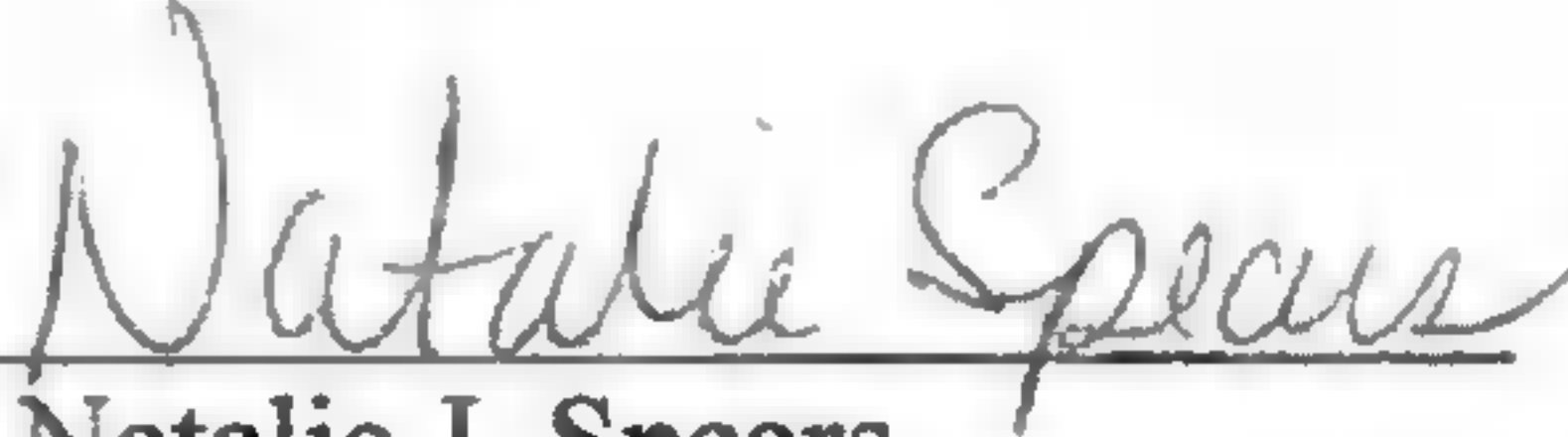
Natalie J. Spears, an attorney, certifies that she caused a copy of the foregoing **NOTICE OF MOTION AND MOTION** to be served upon:

Patricia Brown Holmes
pholmes@rshc-law.com

Brian O'Connor Watson
bwatson@rshc-law.com

Risa Lanier
statesattorney@cookcountyil.gov
risa.lanier@cookcountyil.gov

via e-mail to the above e-mail addresses on this 27th day of March, 2019.



Natalie J. Spears

**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION**

PEOPLE OF THE STATE OF ILLINOIS,)	
)	No. 19 CR 0310401
vs.)	
)	Hon. LeRoy K. Martin Jr.
JUSSIE SMOLLETT)	

**EMERGENCY MOTION OF NEWS ORGANIZATIONS TO INTERVENE
FOR PURPOSES OF OBJECTING TO EXPEDITED DESTRUCTION
OF PUBLIC RECORDS PURSUANT TO EXPUNGEMENT ORDER**

Media Intervenors Chicago Tribune Company, LLC, Cable News Network, Inc., ABC News and WLS Television, Inc., NBC News, a division of NBCUniversal Media, LLC, CBS Broadcasting Inc., on behalf of CBS News and WBBM-TV, The Associated Press, and Univision Communications Inc., representatives of the local and national news media, respectfully request leave to intervene in this action for purposes of objecting to the threatened expedited destruction of public records created in this criminal proceeding, which was abruptly and without notice dismissed this week, upon the agreement of the Defendant and State. In support of this Motion, Intervenors state as follows:

1. Intervenors are informed that on Tuesday, March 26, 2019, without notice, the Court suddenly and unexpectedly issued an order from the bench, dismissing all charges in this case and sealing *the entire file* from the public, and that on Wednesday, March 27, 2019, that sealing order may have been expanded.

2. Intervenors are further informed that a hearing has been scheduled, without notice to the public, or may be scheduled imminently, on a petition for expungement of records or soon-to-be filed petition for expungement, pursuant to the Criminal Identification Act, 20 ILCS 2630/1, *et seq.* ("Act"), and that contrary to the procedures set forth in that statute, there may be

an order sought for the immediate destruction of all public records relating to this case and its investigation.

3. Any contemplated destruction of records is contrary to law; doing so in secrecy, with no notice to the public, in the wake of the controversial dismissal of all charges in this high-profile prosecution, would be nothing short of extraordinary. Suffice it to say, this is not the run-of-the-mill expungement matter, where an acquitted defendant is unknown to the public. The charges against Mr. Smollett received widespread, nationwide attention -- as did the circumstances of their dismissal. Significant public resources were expended investigating and prosecuting those charges. The idea that the public records created in that investigation and prosecution could be summarily expunged or destroyed, in secrecy and without notice, would be a perversion of the Act and an affront to the public's fundamental right to know what their government is up to.

Intervenors' Right To Intervene and Public Interest in These Proceedings.

4. In seeking to assert the right of public access to judicial proceedings and public records, Intervenors act as "surrogate[] for the public," *Richmond Newsp., Inc. v. Virginia*, 448 U.S. 555, 573 (1980), and "must be given an opportunity to be heard". *Globe Newsp. Co. v. Super. Ct.*, 457 U.S. 596, 609 n.25 (1982). Under well-established Illinois law, intervention is the correct vehicle for the purpose of allowing news organizations, like Intervenors, with an interest in objecting to the sealing (or destruction) of records. *People v. Zimmerman*, 2018 IL 122261, ¶¶ 7, 20 (Ill. S. Ct. 2018); *A.P. v. M.E.E.*, 354 Ill. App. 3d 989, 991 (1st Dist. 2004); *In re Marriage of Johnson*, 232 Ill. App. 3d 1068, 1070-72 (4th Dist. 1992).

5. The news media and public have an obvious and significant interest in this case, which has attracted national and international attention, in view of the Defendant's notoriety and

the controversial nature of the underlying allegations, which triggered important public discussion in Chicago and nationwide concerning race, celebrity, the criminal justice system, and the rule of law. Mayor Emanuel immediately blasted the dismissal of the charges against Defendant as a “whitewash of justice” and “not on the level”; and Police Superintendent Johnson commented that Defendant and his counsel “chose to hide behind secrecy and broker a deal to circumvent the judicial system.”¹

6. “Public scrutiny over the court system promotes community respect for the rule of law, provides a check on the activities of judges and litigants,” *A.P.*, 354 Ill. App. 3d at 999 (citing *Grove Fresh Distrib. v. Everfresh Juice Co.*, 24 F.3d 893, 897 (7th Cir. 1994)); ordering the summary destruction of records in a high-profile and controversially dismissed criminal matter would have an undeniably corrosive effect on trust in the judicial system. *Richmond Newspapers*, 448 U.S. at 572 (“People in an open society do not demand infallibility from their institutions, but it is difficult for them to accept what they are prohibited from observing”).

¹ See Megan Crepeau, Madeline Buckley and Jason Meisner, Mayor Emanuel blasts decision to drop charges against ‘Empire’ actor Jussie Smollett: ‘This is not on the level,’ Chicago Tribune, Mar. 26, 2019; Faith Karimi and Melissa Alonso, The prosecutor who dropped Jussie Smollett’s charges says he believes the actor lied to the police, CNN, March 27, 2019, <https://www.cnn.com/2019/03/27/entertainment/jussie-smollett-wednesday/index.html>; ABC7 Team Coverage, Mayor Emanuel on Jussie Smollett charges being dropped: ‘This is a whitewash of justice’, ABC 7, March 26, 2019, <https://abc7chicago.com/mayor-emanuel-on-jussie-smollett-charges-being-dropped-this-is-a-whitewash-of-justice/5218433/>; Bill Hutchinson, Chicago Mayor Rahm Emanuel says dropped Jussie Smollett charges are making ‘a fool of all of us’, ABC News, March 27, 2019, <https://abcnews.go.com/GMA/News/chicago-mayor-rahm-emanuel-dropped-jussie-smollett-charges/story?id=61974763>; CBS Chicago, ‘Whitewash of Justice’: Mayor Rahm Emanuel And Top Cop Eddie Johnson Attack Prosecutors For Dropping Jussie Smollett Case, March 26, 2019, <https://chicago.cbslocal.com/2019/03/26/jussie-smollett-charges-dropped-eddie-johnson-reacts/>; CBS News, Jussie Smollett case “an example of justice for the rich and powerful,” legal analyst says, March 27, 2019, <https://www.cbsnews.com/news/jussie-smollett-dropped-charges-an-example-of-justice-for-the-rich-and-powerful-rikki-klieman/>

The Expungement Statute Does Not Provide for Immediate Destruction of Records.

7. Section 5.2 of the Act provides specific procedures for the expungement of records. 20 ILCS 2630/5.2(d). As set forth in the Act, the expungement petition cannot be granted for at least 60 days to give other governmental agencies an opportunity to object. Critically, if the petition is granted, the records are ordered to be impounded and not immediately destroyed. Specifically:

- Upon the petitioner's filing of the expungement petition with the clerk of court, the clerk "shall promptly serve a copy of the petition and documentation to support the petition . . . on the State's Attorney or prosecutor charged with the duty of prosecuting the offense, the Department of State Police, the arresting agency and the chief legal officer of the unit of local government effecting the arrest." *Id.* § 5.2(d)(4).
- Following service, the noticed parties may file an objection to the petition for expungement within 60 days of the date of service of the petition. *Id.* § 5.2(d)(5).
- Under the statute, if an objection to the petition is filed, "the court shall set a date for a hearing and notify the petitioner and all parties entitled to notice of the petition of the hearing date at least 30 days prior to the hearing." *Id.* § 5.2(d)(7).
- If no objection is filed within 60 days from the date of service of the petition, the court shall enter an order granting or denying the petition. *Id.* § 5.2(d)(6)(B).
- Further, any party entitled to notice, including the arresting agency, may file a motion to vacate, modify, or reconsider the order granting or denying the petition to expunge within 60 days of the service of the order. *Id.* § 5.2(d)(12).

- If the petition for expungement is granted, the records of the circuit court clerk “shall be impounded[.]” *Id.* § 5.2(d)(9)(A)(ii) (emphasis added). *The records will not be destroyed.*

8. In light of these procedures, any already filed, or soon-to-be filed, request by Mr. Smollett or the State on his behalf for this Court to immediately expunge his records is contrary to the law and must be rejected. If the Court wishes to entertain Mr. Smollett’s petition for expungement, it must follow the notice and objection procedures outlined in detail in the Act. Particularly in light of the substantial public resources spent on the investigation and prosecution of Mr. Smollett, and the public interest in the circumstances surrounding the abrupt dismissal of the charges against him, his petition for expungement cannot be dealt with in an expedited manner in contravention of the statute.

9. Further, Intervenors respectfully request an opportunity to be heard and to brief any request by Mr. Smollett to attempt to expunge the entirety of the public records in this case, which we submit would be an abuse of the Criminal Identification Act. The purpose of the Act to provide a means for those who have been arrested and not convicted, or convicted and successfully served their sentence, to remove their criminal records from public view; the Act’s remedies were meant, for example, “to provide individuals who served their sentences greater employment opportunities. Section 5.2(a)(1)(K) and sections 12 and 13 show sealed records are unavailable to employers, except when a law or regulation mandates an inquiry into one’s criminal records.” *People v. Splittstoesser*, 2013 IL App (4th) 120829-U, ¶ 21.

10. Any attempt by Mr. Smollett to use the expungement provisions to obliterate the public record is as nonsensical as it is offensive to the public interest. His arrest was the subject of national headlines for weeks. Expungement of the records cannot serve its intended purpose

here, as the public at large is already aware of the charges brought against Mr. Smollett. There is no hiding (or hiding from) the facts in the public domain.

11. Further, any attempt by Mr. Smollett to preemptively have Chicago Police Department records and/or evidence destroyed would be improper.

12. Finally, it should be noted that aspects of this matter are apparently still under investigation by the Federal Bureau of Investigation; the peremptory destruction of the records in this case pursuant to Mr. Smollett's petition could impermissibly interfere with that pending investigation.

WHEREFORE, Intervenors respectfully request that the Court grant their motion for intervention for purposes of objecting to any expungement petition filed in this case and to any destruction or expedited destruction of public records.

Dated: March 27, 2019

Respectfully submitted,

By: 

Natalie J. Spears - natalie.spears@dentons.com

Samuel Fifer - samuel.fifer@dentons.com

Jacqueline A. Giannini - jacqui.giannini@dentons.com

Gregory Naron - gregory.naron@dentons.com

Dentons US LLP, Firm No. 56309

233 S. Wacker Drive, Suite 5900

Chicago, Illinois 60606

Attorneys for Intervenors

CERTIFICATE OF SERVICE

Natalie J. Spears, an attorney, certifies that she caused a copy of the foregoing **EMERGENCY MOTION OF NEWS ORGANIZATIONS TO INTERVENE FOR PURPOSES OF OBJECTING TO EXPEDITED DESTRUCTION OF PUBLIC RECORDS PURSUANT TO EXPUNGEMENT ORDER** to be served upon:

Patricia Brown Holmes
pholmes@rshc-law.com

Brian O'Connor Watson
bwatson@rshc-law.com

Risa Lanier
statesattorney@cookcountyil.gov
risa.lanier@cookcountyil.gov

by causing a copy to be delivered via e-mail to the above e-mail addresses on this 27th day of March, 2019.

A handwritten signature in dark ink, appearing to read 'Natalie J. Spears', is written over a horizontal line.

Natalie J. Spears

Appearance

(01/29/18) CCCR N114

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

The People of the State of Illinois

Plaintiff

No. 19 CR 0310401

Charge

v.

Jussie Smollett

Defendant(s)

APPEARANCE

The undersigned, as attorney, enters the appearance of

Intervenors Chicago Tribune Company, LLC, Cable News Network, Inc., ABC, Inc. and WLS Television, Inc., NBC News, a division of

NBCUniversal Media, LLC, CBS Broadcasting Inc., on behalf of CBS News and WBBM-TV, and The Associated Press, UNIVISION

Defendant(s) in the above entitled cause.

Communications Inc.

Natalie Spears

Attorney

Atty. No.: 56309

Atty Name: Natalie J. Spears/Dentons US LLP

Atty. for: Intervenors

Address: 233 S Wacker Drive, Suite 5900

City: Chicago State: IL

Zip: 60606

Telephone: 312-876-2556

Primary Email: natalie.spears@dentons.com

From: Eligon, John <eligon@nytimes.com>
Sent: Wednesday, March 27, 2019 4:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: interview with SA Foxx

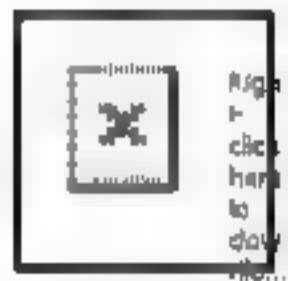
And one quick question -- I was seeing on CNN that they had copies of the emails and text messages that Ms. Foxx had shared as the reason that she recused herself. Do you have copies of those that you could send to me?

Thanks
John

On Wed, Mar 27, 2019 at 3:16 PM John Eligon <eligon@nytimes.com> wrote:
Please do. Thanks much.

John

John Eligon



National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
[646-808-4276](tel:646-808-4276)

On Mar 27, 2019, at 2:05 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

It's a possibility - but she would not be available until later this evening. Can I circle back and let you know?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 1:50 PM, Eligon, John <eligon@nytimes.com> wrote:

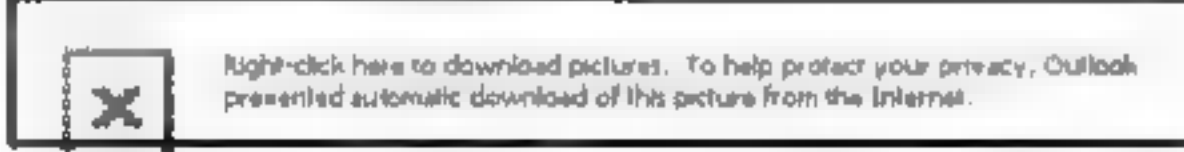
Hi Tandra

Hope you're well. I heard SA Foxx on WBEZ today and hoping that I can get a few minutes on the phone with her today. Can you please let me know. I believe, based on the first story I did with Ms. Foxx, that I've shown to be someone who can put these sensitive issues in context and give you all a fair hearing. So I'm hoping I can have a conversation with her about the Smollett situation because there is obviously great public interest in this and many questions surrounding it. Thanks much!

Take care
John

--

John Eligon



National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
646-808-4276

--

John Eligon



National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
646-808-4276

From: CHLOE RASMAS (States Attorney)
Sent: Wednesday, March 27, 2019 5:01 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); JOSEPH
MAGATS (States Attorney); APRIL PERRY (States Attorney)
Subject: sharing this so folks are aware
Attachments: SmollettFOIAs.xlsx

<u>#</u>	<u>Requestor Name</u>	<u>Requestor Organization</u>
1	Andy Grimm	Chicago Sun-Times
2	Megan Crepeau	Chicago Tribune
3	Megan Crepeau	Chicago Tribune
4	Marlena Baldacci	CNN

5	Michael Tarm	The Associated Press
6	Josh Margolin	ABC News
7	Ross Weidner	ABC7
8	Ross Weidner	ABC7
9	Ross Weidner	ABC7
10	Sean Lewis	WGN
11	Carly Luque	CBS2

12	Griselda Flores	Univision
13	Matt Masterson	Chicago Tonight
14	Aamer Madhani	USA Today
15	Gene Maddaus	Variety
16	GABRIELLE T. FONROUGE	New York Post
17	GABRIELLE T. FONROUGE	New York Post
18	Sam Levine	HuffPost
19	Jonathan Bilyk	Cook County Record
20	Laura Grochocki	AM 1590 WCGO

21	Bill Marshall	Judicial Watch, Inc.
22	Andrew Kerr	Daily Caller News Foundation
23	Robert Bartlett	FOP Lodge 7 Field Representative Legal Defense Chair
24	Allen Skillicorn	State Representative 66th District

25	Allen Skillicorn	State Representative 66th District
26	Kenneth Whittle	MuckRock News
27	Jayeli Quinn	self
28	Bill Murray	self
29	John Mulvey	self
30	Devin Thiec	self
31	Garet Stefanowski	self
32	Felipe Gomez, Esq.	self
33	Alden Saturday	self

<u>Request</u>
<p>1) Emails, memoranda or letters, text messages exchanged between lawyers for Jussie Smollett and staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.</p> <p>2) Any records related to the State's prosecution of Smollett, including drafts of plea agreements, pre-trial diversion agreements.</p> <p>3) Emails, memoranda or letters, text messages exchanged between lawyers for Abimbola and Olabinjo Osundairo and staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of records for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.</p> <p>4) Emails, memoranda or letters, text messages regarding the Smollett prosecution exchanged between staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.</p>
<p>Any and all documents, internal and external communications, and other records pertaining to the investigation and prosecution of Jussie Smollett, who was ultimately indicted under case number 19CR0310401.</p>
<p>internal and external communications - including but not limited to emails and texts - from and between State's Attorney Kimberly Foxx, First Assistant State's Attorney Joseph Magats, and Assistant State's Attorney Risa Lanier regarding Jussie Smollett and the case against him, which was ultimately indicted under number 19CR0310401.</p>
<p>All documents related to the Smollett case and investigation including but not limited to the entire case file.</p>

All files, records and documents in your possession or control that refer, relate to, or concern: Emails, let or other communications since Jan. 29, 2019, **about or between State's Attorney Kimm Foxx & Jussie Smollett, or Smollett's representatives or lawyers; lawyers including Smollett attorneys Mark Geragos and Patricia Brown Holmes.**

Emails, letters, or other communications since Jan. 29, 2019, between State's Attorney Kimm Foxx or other the state attorney's office **with or about Tina Tchen.** This request includes, but is not limited to, any all documents, notes, correspondence or memoranda, in whatever tangible or physical form, that relate to requested records.

- **The full file** connected with the case of Jussie Smollett
- All communications in all formats **between the Chicago Police and the Cook County State Attorney's Office** concerning "Jussie Smollett" or simply "Smollett"
- All communication **between the Cook County State's Attorney's Office and the Chicago mayor and the offices of the Chicago mayor and the Chicago City Council** concerning the of Jussie Smollett

Any and all communication records **involving or produced by Kim Foxx** related to the Jussie Smollett investigation including but not limited to messages on county and personal phones (text, iMessage, any other kind of digital message), emails, memos, and letters.

Any and all communication records **involving or produced by Joe Magats** related to the Jussie Smollett investigation including but not limited to messages on county and personal phones (text, iMessage, any other kind of digital message), emails, memos, and letters.

Any and all records related to the Jussie Smollett investigation including but not limited to video and audio recordings, police reports, correspondence with the Chicago Police Department or any federal agencies, investigative notes and any other related materials.

Any and all communications in any form whatsoever, including but not limited to emails, text messages on county owned or personal owned devices, voicemail communications on county owned or personal owned devices, written memorandum, letters, notes of any kind, by, between and/or among the following persons: **Kim Foxx, Toni Preckwinkle, Joseph Magats, April Perry, Jennifer Ballard, Marny Zimmerman, Robert Foley, Tandra Simonton, Keira Ellis, Risa Lanier, Diane Sheridan, Charise Valenti, Patricia Brown Holmes, Ronald Safer, Todd Pugh, Mark Geragos, Todd Breen, Jesse Jackson and/or John Brassil** regarding or in any way in reference to the **matter of the investigation involving Jussie Smollett** or People of the State of Illinois v Jussie Smollett at any time between January 29, 2019 and March 27, 2019.

All communication to and from states attorneys office **in regards to smollett charges being dropped**

Any written communication between Chicago Police Department and the Cook County State Attorney's office relating to the Jussie Smollett case/investigation.
Any and all records related to the alternative prosecution and dismissal of charges in the case of Jussie Smollett, including but not limited to documents, emails and other pertinent records.
All emails and texts written and received by the Cook County State's Attorney's Office regarding the official prosecution of Jussie Smollett.
All records relating to the decision by the State's Attorney's office to dismiss charges against Jussie Smollett, including any text or email communications between Risa Lanier, Joseph Magats, and Kim Foxx, and any communications between the state's attorney or attorneys staff; as well as such communications between Lanier, Magats, Foxx or other attorneys or staff, on the one hand, and anyone not employed by the State's Attorney's Office, on the other hand.
Internal communications (text message and e-mail) sent and received by both State Attorney Kim Foxx and Joseph Magats regarding the Jussie Smollett case between Jan. 29 2019 and March 26 2019. This includes individual communication Foxx and Magats had with staff, private citizens, public authorities, and other individuals among themselves and any and all other recipients.
All available case files held by the Cook County State Attorney related to the Jussie Smollett criminal case, including a detailed log of evidence presented to the grand jury.
All emails, text messages, documents and/or other communications regarding Jussie Smollett between March 20, 2019 and March 27, 2019. Please include the following terms in your search for records: "Jussie Smollett," "state's attorney," "mayor's office," "no charges," and "nolle pros." Please exclude collections of news articles, such as Google News clips, from your search.
Electronic copies of responsive documents outlining the terms of all plea deals proposed and accepted by the Cook County State's Attorney's Office for all felony prosecutions and indictments handled by the Cook County State's Attorney's Office in the past 12 months. The responsive documents should include an explanation of the charges and/or indictments related to each specific applicable plea agreement.
The grand jury transcript in the case of the People of the State of Illinois vs. Jussie Smollett (19CR-300000001-0621-1)

1. All external records of communication, including but not limited to emails (whether sent on government or personal email accounts), instant chats and text messages, sent to or from Cook County State's Attorney Kim Foxx containing the terms "Jussie" and/or "Smollett."

2. The declination memo regarding the decision by the Cook County State's Attorney to drop criminal charges against Jussie Smollett. The time frame for the requested records is January 29, 2019 to the present.

Any communications, including emails and text messages, **between Cook County State's Attorney Kim Foxx and Cook County Board President Toni Preckwinkle** that were sent and/or received between the dates of January 22, 2019, and March 26, 2019.

1. Copies of all email(s), cellular text, SMS messages, or other electronic or digital communications and correspondence between Kim Foxx, Risa Lanier, Joseph Magats, and/or any employee(s) of the State's Attorney's Offices and any attorney or other person that represented, or purported to represent, Jussie Smollett, in case no. 19 CR 03104-01. These attorneys and law firms include, but are not limited to, Marguerite Geragos, Tina Gladian, Patricia Brown Holmes, Brian Watson and Ron Safer of the law firms Geragos & Geragos and the Chicago law firm of Riley, Safer, Holmes & Cancila LLP. Please include all communications from January 29, 2019, to present.

2. Copies of all incoming or outgoing emails from Kim Foxx, Risa Lanier, and Joseph Magats official Cook County State's Attorney email accounts from January 29, 2019, to present. Please limit production to email and email strings containing any one or more of the following terms in any portion of the body, address or subject line of the email: "Smollett" "Jussie" "Empire" "Geragos" "Safer" "Holmes" "Tchen" "Gladian" "Watkins." NOTE: In the event that Foxx, Lanier, or Magats was using a non-official personal email, please identify the email address and produce responsive emails from those accounts as well.

3. All written or electronic communications in any form whatsoever between Kim Foxx and any State's Attorney's Office employee (including attorneys) regarding Jussie Smollett and/or the case against Jussie Smollett. Please include any all communications between prosecutors and Judge Steven G. Watkins.

4. Identify the decision-maker from the State's Attorney's Office responsible for the decision to dismiss all charges against Jussie Smollett.

5. All motions filed or presented by either the prosecution or defendant in case no. 19 CR 03104-01. Please produce all Notices of Motion to defendants as well.

Any and all email communications of State's Attorney Kim Foxx containing the word "Smollett" from January 29, 2019 to the present.

Any and all text communications of State's Attorney Kim Foxx containing the word "Smollett" from January 2019 to the present.
Any and all information, communications, memorandum and documentation related to any correspondence between the Cook County State's Attorney's Office, Kimberly M. Foxx, Joe Magats, April Perry and Senator Kamala Harris (D-CA), Tina Tchen, Jussie Smollett himself, and any member of Jussie Smollett's family , as it relates to the Jussie Smollett case.
A copy of the case involving Jussie Smollett. In light of certain revelations I would like to review the matter and the question as I feel the decision to free Smollett is a political one and thus illegal.
Any emails, notes written or electronic between AG Kimm Cook and Michelle Obama referencing the Jussie Smollett case.
Any and all emails or text messages exchanged between Kim Foxx and the following individuals: 1. Michelle Obama, 2. Tina Tchen, 3. Tina Glandian, 4. Patricia Brown Holmes.
Any and all emails or text messages exchanged between any Cook County State's Attorney's Office email account or cellular phone and the following individuals: 1. Michelle Obama, 2. Tina Tchen, 3. Tina Glandian, 4. Patricia Brown Holmes.
Any and all information pertaining to the charges that were dropped in the Jussie Smollett case.
All documents related to the decision to drop all charges from Jussie Smollett
ALL INFORMATION OF ANY NATURE RELATED TO JUSSE SMOLLETT AND/OR THE OSUNDAIRO BROTHERS AND/OR THE INVESTIGATION INTO THEM, NO LIMITATIONS AND FROM ALL DEPARTMENTS. Corrected: The Target's name is correctly spelled: Jussie Smollett.
All emails and text communications sent and received by the following staff members of the Cook County Attorney's Office for all of 2019, up until the date that this request is received/processed. 1) Kim Foxx 2) J. Ellis 3) Robert Foley 4) Joe Magats

<u>Date Received</u>	<u>Date Due</u>	<u>Outlier Search Required</u>	<u>Production Type</u>
3/26/2019	4/2/2019	•"exchanged between lawyers for Abimbola and Olabinjo Osundairo and staff of the Cook County State's Attorney"	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/27/2019	4/3/2019	NA	Universal Production

3/27/2019	4/3/2019	NA	Universal Production
3/26/2019	4/2/2019	<i>XXX@chicagopolice.org</i> <i>XXX@cityofchicago.org</i>	Universal Production
3/27/2019	4/3/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	<i>Toni Prackwinkle</i> <i>Jesse Jackson</i>	Universal Production
3/27/2019	4/3/2019	NA	Universal Production

3/27/2019	4/3/2019	NA	Universal Production
3/27/2019	4/3/2019	<i>"related to the alternative prosecution and dismissal of charges"</i>	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	<i>"a detailed log of evidence presented to the grand jury"</i>	Universal Production
3/27/2019	4/3/2019	<i>[between March 20, 2019 and March 27, 2019. Please include the following terms in your search for records: "Jussie Smollett," "state's attorney," "mayor's office," "no charges," and "nolle pros."]</i>	Separate Search and Response
3/27/2019	4/3/2019	Not Smollett Specific	Separate Search and Response
3/27/2019	4/3/2019	GJ Transcript	Full Denial

3/26/2019	4/2/2019	<i>"The declination memo regarding the decision by the Cook County State's Attorney to drop criminal charges against Jussic Smollett"</i>	Separate Search and Response
3/27/2019	4/3/2019	<i>"between Cook County State's Attorney Kim Foxx and Cook County Board President Toni Preckwinkle"</i>	Separate Search and Response
3/27/2019	4/3/2019	<ul style="list-style-type: none"> ▪ <i>"Identify the decision-maker from the State's Attorney's Office responsible for the decision to dismiss all charges against Jussie Smollett."</i> 	Universal Production
3/27/2019	4/3/2019	NA	Separate Search and Response

3/27/2019	4/3/2019	NA	Separate Search and Response
3/27/2019	4/3/2019	Senator Kamala Harris (D-CA)	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	Michelle Obama	Separate Search and Response
3/26/2019	4/2/2019	<i>between Kim Foxx and the following individuals: 1. Michelle Obama, 2. Tina Tchen, 3. Tina Glandian, 4. Patricia Brown Holmes.</i>	Separate Search and Response
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/26/2019	4/2/2019	NA	Universal Production
3/27/2019	4/3/2019	Not Smollett Specific	Separate Search and Response

From: Sfondeles, Tina <tsfondeles@suntimes.com>
Sent: Wednesday, March 27, 2019 5:02 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Durkin letter:

Hi Tandra!

I hope you're doing well!

Illinois House Republican Leader Jim Durkin today sent AG Raoul a letter asking for his office to "complete a thorough review of the prosecution and sentencing determination in the Smollett investigation."

Durkin said he is concerned about the "integrity" of the investigation. He said for someone to be "let off the hook" for falsifying a hate crime "is not only unfair but sets a dangerous precedent for high profile cases."

Please let me know if your office would like to comment.

Thank you,

--

	<p>Tina Sfondeles Political Reporter Metro</p> <p>p: (312) 321-2907 m: (312) 504-8965 e: tsfondeles@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
	

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 5:02 PM
To: Crepeau, Megan
Subject: RE: Further questions on Smollett case

18C440031	Trimanine Wilson	Charged with theft. Parties agreed t defendant would pay restitution. De tendered check in court and case w
18CR1520701	Terrae Washington	Charged with felony possession of c agreed that defendant would comp service and once completed the cas



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 9:12 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: Further questions on Smollett case

Hi all - still some lingering questions from yesterday.

- Joe Magats said yesterday that it is not uncommon for cases to be disposed of like this. Can you give me specific examples of other cases during Kim Foxx's tenure that were concluded this way? I'm not talking about deferred prosecution, because this was not a deferred prosecution. I'm talking about a felony charge that was dropped due to a private verbal deal - an agreement not memorialized on paperwork - that the defendant fulfill certain conditions before the charges were dropped. Which other cases have been dealt with in that manner?

- What exactly were the terms of the agreement reached with the defense? How many hours of community service did he have to do, who monitored/reported that service, and when was that agreement reached with the defense?

Thanks very much --

Megan

Megan Crepeau

Reporter

Chicago Tribune

O: 312-222-3116

C: 312-522-4409

18C440031	Trimanine Wilson	Charged with theft. Parties agreed that the defendant would pay restitution. Defendant tendered check in court and case was nolle pros
18CR1520701	Terrae Washington	Charged with felony possession of cannabis. Parties agreed that defendant would complete community service and once completed the case was nolle pros

From: Garcia, Danelle <Danelle.Garcia@turner.com>
Sent: Wednesday, March 27, 2019 5:05 PM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN Anderson Cooper

Hi Tandra

I hope you are well. I was hoping to speak with you about putting in an interview request for a sit down interview with Kimberly Foxx and/or Joseph Magats tomorrow or Friday night. We are live from 8 to 9pm ET or we can arrange a taped interview in the afternoon. Anderson has a reputation for conducting his interviews with integrity and respect and we would like to offer them the platform to discuss the latest details from the Jussie Smollett case. Please feel free to give me a call to discuss further.

All my best

Danelle

Danelle Garcia | Editorial Producer | AC360 CNN | 862.432.5327 |

From: tandra.simonton@cookcountyil.gov
Sent: Wednesday, March 27, 2019 5:10 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fwd: Durkin letter:

Please review and respond

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: "Sfondeles, Tina" <tsfondeles@suntimes.com>
Date: March 27, 2019 at 5:01:39 PM CDT
To: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Subject: Durkin letter:

Hi Tandra!

I hope you're doing well!

Illinois House Republican Leader Jim Durkin today sent AG Raoul a letter asking for his office to "complete a thorough review of the prosecution and sentencing determination in the Smollett investigation."

Durkin said he is concerned about the 'integrity' of the investigation. He said for someone to be "let off the hook" for falsifying a hate crime "is not only unfair but sets a dangerous precedent for high profile cases."

Please let me know if your office would like to comment.

Thank you,

--

	<p>Tina Sfondeles Political Reporter Metro</p> <p>p: (312) 321-2907 m: (312) 504-8965 e: tsfondeles@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
	

From: Gavrilos, Andrew <agavrilos@wgntv.com>
Sent: Wednesday, March 27, 2019 5:25 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Kim Foxx

Hi Tandra,

If Kim Foxx wants to join us on the WGN Morning News Thursday morning for a live interview let me know.

Any time from 5 a.m. - 10 a.m.

Thanks,
Andy

> On Mar 26, 2019, at 6:05 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

>

> EXTERNAL EMAIL

>

>

> Hi Andrew,

>

> We appreciate your note and thank you for reaching out. However, Mr. Magats is unavailable.

>

>

>

> Tandra R. Simonton

> Chief Communications Officer

> Cook County State's Attorney's Office

> 312-603-1848 direct

> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

>

>> On Mar 26, 2019, at 5:55 PM, Gavrilos, Andrew <agavrilos@wgntv.com> wrote:

>>

>> Hi Tandra,

>>

>> Joe M. was great at explaining why charges were dropped against Jussie Smollett.

>>

>> Can he join us live on the WGN Morning News tomorrow morning?

>>

>> Our studios are in the northwest side.

>>

>> We can accommodate any time between

>> 5 a.m. - 9 a.m.

>>

>> Let me know.

>>

>> Andrew G.

>> WGN TV Morning News
>> Producer
>> 773-883-7823
>>

From: Daryl Austin [REDACTED]
Sent: Wednesday, March 27, 2019 5:35 PM
To: KIMBERLY FOXX (States Attorney)
Subject: urgent for Kimberly Foxx

Kim,

What you have done with Jussie Smollett and your attempts to find similar cases from other prosecutors to justify it are wrong. I don't care what you say to yourself to justify dropping all charges, but whatever it is based on a lie. You deceived yourself exactly the same way criminals deceive themselves into thinking it is okay to carrying out their crimes. You took justice away from millions of people and everyone Mr. Smollett harmed and you took matters into your own hands. Jussie Smollett is entitled and absolutely out-of-touch with reality, but no one expected any better from him. People did expect far more from you and your office, however. And even if you surround yourself with a few people soothing you and telling you it's "okay" that you did this, those people are only lying to you the way you're lying to yourself. You and I both know that your motives for doing this were absolutely selfish and corrupt. The words of justification that came out of your mouth to WBEZ today baffled people both in your industry and in mine. Even people who have previously defended you tooth and nail are now whispering "her career is finished." I'm sure whatever support you hoped to gain from Christina and her political connections will disappear as more and more people quietly distance themselves from you and the corruption you represent. You harmed every ideal your office stands for, and worst of all, you are now responsible for every victim whose story will be doubted because of the man you publicly exonerated. You should have stood behind your initial recusal in this case. I'm confident you'll regret this action for the rest of your career. Not outwardly of course, - you're far too proud for that - but inwardly you'll know how very little respect people now have for you. It was 100% morally wrong and I sincerely hope there is enough soul still left in you to someday accept that. Speaking for myself, I no longer have any respect for you at all.

Daryl Austin

From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 6:21 PM
To: TANDRA SIMONTON (States Attorney); JOSEPH MAGATS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: Durkin letter:

Can you draft a statement?

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 5:10 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Fwd: Durkin letter:

Please review and respond

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

Begin forwarded message:

From: "Sfondeles, Tina" <tsfondeles@suntimes.com>
Date: March 27, 2019 at 5:01:39 PM CDT
To: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Subject: Durkin letter:

Hi Tandra!

I hope you're doing well!

Illinois House Republican Leader Jim Durkin today sent AG Raoul a letter asking for his office to "complete a thorough review of the prosecution and sentencing determination in the Smollett investigation."

Durkin said he is concerned about the 'integrity" of the investigation. He said for someone to be "let off the hook" for falsifying a hate crime "is not only unfair but sets a dangerous precedent for high profile cases."

Please let me know if your office would like to comment.

Thank you,

--

	<p>Tina Sfondeles Political Reporter Metro</p> <p>p: (312) 321-2907 m: (312) 504-8965 e: tsfondeles@suntimes.com chicago.suntimes.com 30 N. Racine Ave. Suite 300 Chicago, Illinois 60607</p>
	

From: KIMBERLY.FOXX@cookcountyil.gov
Sent: Wednesday, March 27, 2019 6:36 PM
To: Daryl Austin
Subject: Re: urgent for Kimberly Foxx

Thanks for your email Mr. Austin.

On Mar 27, 2019, at 5:34 PM, Daryl Austin <[REDACTED]> wrote:

Kim,

What you have done with Jussie Smollett and your attempts to find similar cases from other prosecutors to justify it are wrong. I don't care what you say to yourself to justify dropping all charges, but whatever it is is based on a lie. You deceived yourself exactly the same way criminals deceive themselves into thinking it is okay to carrying out their crimes. You took justice away from millions of people and everyone Mr. Smollett harmed and you took matters into your own hands. Jussie Smollett is entitled and absolutely out-of-touch with reality, but no one expected any better from him. People did expect far more from you and your office, however. And even if you surround yourself with a few people soothing you and telling you it's "okay" that you did this, those people are only lying to you the way you're lying to yourself. You and I both know that your motives for doing this were absolutely selfish and corrupt. The words of justification that came out of your mouth to WBEZ today baffled people both in your industry and in mine. Even people who have previously defended you tooth and nail are now whispering "her career is finished." I'm sure whatever support you hoped to gain from Christina and her political connections will disappear as more and more people quietly distance themselves from you and the corruption you represent. You harmed every ideal your office stands for, and worst of all, you are now responsible for every victim whose story will be doubted because of the man you publicly exonerated. You should have stood behind your initial recusal in this case. I'm confident you'll regret this action for the rest of your career. Not outwardly of course, - you're far too proud for that - but inwardly you'll know how very little respect people now have for you. It was 100% morally wrong and I sincerely hope there is enough soul still left in you to someday accept that. Speaking for myself, I no longer have any respect for you at all.

Daryl Austin

From: Puente, Maria <mpuente@usatoday.com>
Sent: Wednesday, March 27, 2019 6:37 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: from Maria Puente at USA TODAY re Kelly case

Can you confirm what Foxx said in this interview? Is there a transcript or a statement? And this business about demanding the AG do an investigation of the decision to drop charges? Isn't the Cook County State's Attorney an elected office? Does she have to answer to the state AG?

CHICAGO (AP) — The Latest on "Empire" actor Jussie Smollett (all times local):

Cook County State's Attorney Kim Foxx is defending the decision by her staff to drop charges against "Empire" actor Jussie Smollett that he stage a racist, anti-gay attack.

Foxx told CBS 2 TV Wednesday she believed the matter was handled properly for a case of its kind. She pointed to Smollett forfeiting his \$10,000 bond and doing community service.

Prosecutors dismissed all charges but still maintained Smollett lied about being attacked. And Mayor Rahm Emanuel has called the dropping of charges "a whitewash."

Foxx said in the Wednesday interview it was "an outcome that we could expect with this type of case."

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 6:11 PM
To: Puente, Maria <mpuente@usatoday.com>
Subject: Re: from Maria Puente at USA TODAY re Kelly case

We have no comment as this is pending litigation. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 4:58 PM, Puente, Maria <mpuente@usatoday.com> wrote:

Just checking in so I can prove I asked: You probably saw that Lanita Carter, one of the four accusers in the case (the hairdresser and only adult), is going to speak publicly and by name on CBS tomorrow morning. Is this a problem for the SA's office? Does it hurt or help the case?

Also, does yesterday's tongue-lashing by Rahm and the chief hurt or help the Kelly prosecution?

Thanks,

Maria Puente

MARIA PUENTE

Entertainment Reporter, LIFE

USA TODAY

mpuente@usatoday.com

| P.703-854-6521 | C.703-447-4213

7950 Jones Branch Drive, McLean, VA 22108

Read my [stories](#) and follow me on Twitter [@usatmpuente](#)

"The newspapers! Sir, they are the most villanous, licentious, abominable, infernal - Not that I ever read them! No, I make it a rule never to look into a newspaper." Richard Brinsley Sheridan (1751 - 1816)

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Wednesday, March 27, 2019 6:40 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN calling

Hello Tandra!

It's another one of those weeks! Just following-up on Foxx's comments to WLS, about the unsealing of the court files, did we hear that right? Are they being unsealed and what's the process of them being unsealed?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:56 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

Great; thank you! Have a great night😊

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:53 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Yes, the feb. 13th date. Thanks 😊

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:52 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

FYI included in the previous documents I sent is the memo with the date of the recusal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:31 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Thank you so much!!!

Sheena Jones

On Mar 14, 2019, at 7:28 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

Here is original statement:

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 5:19 PM, Jones, Sheena
<Sheena.Jones@turner.com> wrote:

Are the text messages between Kim Foxx and Tina
Tchen the reason she recused herself from the Jussie
Smollett investigation?

Sheena Jones
Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena
<image001.png>

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 6:46 PM
To: Jones, Sheena
Subject: Re: CNN calling
Attachments: DOC032719-03272019165538.pdf

Hello -

I don't believe the records have been unsealed. Attached is a motion filed pertaining to court records on behalf media intervenors, which will be heard tomorrow.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Wednesday, March 27, 2019 6:40 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN calling

Hello Tandra!

It's another one of those weeks! Just following-up on Foxx's comments to WLS, about the unsealing of the court files, did we hear that right? Are they being unsealed and what's the process of them being unsealed?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:56 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

Great; thank you! Have a great night😊

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:53 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Yes, the feb. 13th date. Thanks 😊

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:52 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

FYI included in the previous documents I sent is the memo with the date of the recusal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:31 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Thank you so much!!!

Sheena Jones

On Mar 14, 2019, at 7:28 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Here is original statement:

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 5:19 PM, Jones, Sheena
<Sheena.Jones@turner.com> wrote:

Are the text messages between Kim Foxx and Tina
Tchen the reason she recused herself from the
Jussie Smollett investigation?

Sheena Jones
Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena
<image001.png>

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,)
)
 vs.)
)
 JUSSIE SMOLLETT)

No. 19 CR 0310401

Hon. LeRoy K. Martin Jr.

19 MAR 27 PM 4:35

**EMERGENCY MOTION OF NEWS ORGANIZATIONS TO INTERVENE
FOR PURPOSES OF OBJECTING TO EXPEDITED DESTRUCTION
OF PUBLIC RECORDS PURSUANT TO EXPUNGEMENT ORDER**

Media Intervenors Chicago Tribune Company, LLC, Cable News Network, Inc., ABC News and WLS Television, Inc., NBC News, a division of NBCUniversal Media, LLC, CBS Broadcasting Inc., on behalf of CBS News and WBBM-TV, The Associated Press, and Univision Communications Inc., representatives of the local and national news media, respectfully request leave to intervene in this action for purposes of objecting to the threatened expedited destruction of public records created in this criminal proceeding, which was abruptly and without notice dismissed this week, upon the agreement of the Defendant and State. In support of this Motion, Intervenors state as follows:

1. Intervenors are informed that on Tuesday, March 26, 2019, without notice, the Court suddenly and unexpectedly issued an order from the bench, dismissing all charges in this case and sealing *the entire file* from the public, and that on Wednesday, March 27, 2019, that sealing order may have been expanded.

2. Intervenors are further informed that a hearing has been scheduled, without notice to the public, or may be scheduled imminently, on a petition for expungement of records or soon-to-be filed petition for expungement, pursuant to the Criminal Identification Act, 20 ILCS 2630/1, *et seq.* ("Act"), and that contrary to the procedures set forth in that statute, there may be

an order sought for the immediate destruction of all public records relating to this case and its investigation.

3. Any contemplated destruction of records is contrary to law; doing so in secrecy, with no notice to the public, in the wake of the controversial dismissal of all charges in this high-profile prosecution, would be nothing short of extraordinary. Suffice it to say, this is not the run-of-the-mill expungement matter, where an acquitted defendant is unknown to the public. The charges against Mr. Smollett received widespread, nationwide attention -- as did the circumstances of their dismissal. Significant public resources were expended investigating and prosecuting those charges. The idea that the public records created in that investigation and prosecution could be summarily expunged or destroyed, in secrecy and without notice, would be a perversion of the Act and an affront to the public's fundamental right to know what their government is up to.

Intervenors' Right To Intervene and Public Interest in These Proceedings.

4. In seeking to assert the right of public access to judicial proceedings and public records, Intervenors act as "surrogate[] for the public," *Richmond Newsp., Inc. v. Virginia*, 448 U.S. 555, 573 (1980), and "must be given an opportunity to be heard". *Globe Newspaper Co. v. Super. Ct.*, 457 U.S. 596, 609 n.25 (1982). Under well-established Illinois law, intervention is the correct vehicle for the purpose of allowing news organizations, like Intervenors, with an interest in objecting to the sealing (or destruction) of records. *People v. Zimmerman*, 2018 IL 122261, ¶¶ 7, 20 (Ill. S. Ct. 2018); *A.P. v. M.E.E.*, 354 Ill. App. 3d 989, 991 (1st Dist. 2004); *In re Marriage of Johnson*, 232 Ill. App. 3d 1068, 1070-72 (4th Dist. 1992).

5. The news media and public have an obvious and significant interest in this case, which has attracted national and international attention, in view of the Defendant's notoriety and

the controversial nature of the underlying allegations, which triggered important public discussion in Chicago and nationwide concerning race, celebrity, the criminal justice system, and the rule of law. Mayor Emanuel immediately blasted the dismissal of the charges against Defendant as a “whitewash of justice” and “not on the level”; and Police Superintendent Johnson commented that Defendant and his counsel “chose to hide behind secrecy and broker a deal to circumvent the judicial system.”¹

6. “Public scrutiny over the court system promotes community respect for the rule of law, provides a check on the activities of judges and litigants,” *A.P.*, 354 Ill. App. 3d at 999 (citing *Grove Fresh Distrib. v. Everfresh Juice Co.*, 24 F.3d 893, 897 (7th Cir. 1994)); ordering the summary destruction of records in a high-profile and controversially dismissed criminal matter would have an undeniably corrosive effect on trust in the judicial system. *Richmond Newspapers*, 448 U.S. at 572 (“People in an open society do not demand infallibility from their institutions, but it is difficult for them to accept what they are prohibited from observing”).

¹ See Megan Crepeau, Madeline Buckley and Jason Meisner, Mayor Emanuel blasts decision to drop charges against ‘Empire’ actor Jussie Smollett: ‘This is not on the level,’ Chicago Tribune, Mar. 26, 2019; Faith Karimi and Melissa Alonso, The prosecutor who dropped Jussie Smollett’s charges says he believes the actor lied to the police, CNN, March 27, 2019, <https://www.cnn.com/2019/03/27/entertainment/jussie-smollett-wednesday/index.html>; ABC7 Team Coverage, Mayor Emanuel on Jussie Smollett charges being dropped: ‘This is a whitewash of justice’, ABC 7, March 26, 2019, <https://abc7chicago.com/mayor-emanuel-on-jussie-smollett-charges-being-dropped-this-is-a-whitewash-of-justice/5218433/>; Bill Hutchinson, Chicago Mayor Rahm Emanuel says dropped Jussie Smollett charges are making ‘a fool of all of us’, ABC News, March 27, 2019, <https://abcnews.go.com/GMA/News/chicago-mayor-rahm-emanuel-dropped-jussie-smollett-charges/story?id=61974763>; CBS Chicago, ‘Whitewash of Justice’: Mayor Rahm Emanuel And Top Cop Eddie Johnson Attack Prosecutors For Dropping Jussie Smollett Case, March 26, 2019, <https://chicago.cbslocal.com/2019/03/26/jussie-smollett-charges-dropped-eddie-johnson-reacts/>; CBS News, Jussie Smollett case “an example of justice for the rich and powerful,” legal analyst says, March 27, 2019, <https://www.cbsnews.com/news/jussie-smollett-dropped-charges-an-example-of-justice-for-the-rich-and-powerful-rikki-klieman/>

The Expungement Statute Does Not Provide for Immediate Destruction of Records.

7. Section 5.2 of the Act provides specific procedures for the expungement of records. 20 ILCS 2630/5.2(d). As set forth in the Act, the expungement petition cannot be granted for at least 60 days to give other governmental agencies an opportunity to object. Critically, if the petition is granted, the records are ordered to be impounded and not immediately destroyed. Specifically:

- Upon the petitioner's filing of the expungement petition with the clerk of court, the clerk "shall promptly serve a copy of the petition and documentation to support the petition . . . on the State's Attorney or prosecutor charged with the duty of prosecuting the offense, the Department of State Police, the arresting agency and the chief legal officer of the unit of local government effecting the arrest." *Id.* § 5.2(d)(4).
- Following service, the noticed parties may file an objection to the petition for expungement within 60 days of the date of service of the petition. *Id.* § 5.2(d)(5).
- Under the statute, if an objection to the petition is filed, "the court shall set a date for a hearing and notify the petitioner and all parties entitled to notice of the petition of the hearing date at least 30 days prior to the hearing." *Id.* § 5.2(d)(7).
- If no objection is filed within 60 days from the date of service of the petition, the court shall enter an order granting or denying the petition. *Id.* § 5.2(d)(6)(B).
- Further, any party entitled to notice, including the arresting agency, may file a motion to vacate, modify, or reconsider the order granting or denying the petition to expunge within 60 days of the service of the order. *Id.* § 5.2(d)(12).

- If the petition for expungement is granted, the records of the circuit court clerk “shall be impounded[.]” *Id.* § 5.2(d)(9)(A)(ii) (emphasis added). *The records will not be destroyed.*

8. In light of these procedures, any already filed, or soon-to-be filed, request by Mr. Smollett or the State on his behalf for this Court to immediately expunge his records is contrary to the law and must be rejected. If the Court wishes to entertain Mr. Smollett’s petition for expungement, it must follow the notice and objection procedures outlined in detail in the Act. Particularly in light of the substantial public resources spent on the investigation and prosecution of Mr. Smollett, and the public interest in the circumstances surrounding the abrupt dismissal of the charges against him, his petition for expungement cannot be dealt with in an expedited manner in contravention of the statute.

9. Further, Intervenors respectfully request an opportunity to be heard and to brief any request by Mr. Smollett to attempt to expunge the entirety of the public records in this case, which we submit would be an abuse of the Criminal Identification Act. The purpose of the Act to provide a means for those who have been arrested and not convicted, or convicted and successfully served their sentence, to remove their criminal records from public view; the Act’s remedies were meant, for example, “to provide individuals who served their sentences greater employment opportunities. Section 5.2(a)(1)(K) and sections 12 and 13 show sealed records are unavailable to employers, except when a law or regulation mandates an inquiry into one’s criminal records.” *People v. Splittstoesser*, 2013 IL App (4th) 120829-U, ¶ 21.

10. Any attempt by Mr. Smollett to use the expungement provisions to obliterate the public record is as nonsensical as it is offensive to the public interest. His arrest was the subject of national headlines for weeks. Expungement of the records cannot serve its intended purpose

here, as the public at large is already aware of the charges brought against Mr. Smollett. There is no hiding (or hiding from) the facts in the public domain.

11. Further, any attempt by Mr. Smollett to preemptively have Chicago Police Department records and/or evidence destroyed would be improper.

12. Finally, it should be noted that aspects of this matter are apparently still under investigation by the Federal Bureau of Investigation; the peremptory destruction of the records in this case pursuant to Mr. Smollett's petition could impermissibly interfere with that pending investigation.

WHEREFORE, Intervenors respectfully request that the Court grant their motion for intervention for purposes of objecting to any expungement petition filed in this case and to any destruction or expedited destruction of public records.

Dated: March 27, 2019

Respectfully submitted,

By: 

Natalie J. Spears - natalie.spears@dentons.com

Samuel Fifer - samuel.fifer@dentons.com

Jacqueline A. Giannini - jacqui.giannini@dentons.com

Gregory Naron - gregory.naron@dentons.com

Dentons US LLP, Firm No. 56309

233 S. Wacker Drive, Suite 5900

Chicago, Illinois 60606

Attorneys for Intervenors

CERTIFICATE OF SERVICE

Natalie J. Spears, an attorney, certifies that she caused a copy of the foregoing **EMERGENCY MOTION OF NEWS ORGANIZATIONS TO INTERVENE FOR PURPOSES OF OBJECTING TO EXPEDITED DESTRUCTION OF PUBLIC RECORDS PURSUANT TO EXPUNGEMENT ORDER** to be served upon:

Patricia Brown Holmes
pholmes@rshc-law.com

Brian O'Connor Watson
bwatson@rshc-law.com

Risa Lanier
statesattorney@cookcountyil.gov
risa.lanier@cookcountyil.gov

by causing a copy to be delivered via e-mail to the above e-mail addresses on this 27th day of March, 2019.



Natalie J. Spears

2011-02-27 PM 4:35

Hon. LeRoy K. Martin Jr.

CERTIFICATE OF SERVICE

Natalie J. Spears, an attorney, certifies that she caused a copy of the foregoing **NOTICE OF MOTION AND MOTION** to be served upon:

Patricia Brown Holmes
pholmes@rshc-law.com

Brian O'Connor Watson
bwatson@rshc-law.com

Risa Lanier
statesattorney@cookcountyil.gov
risa.lanier@cookcountyil.gov

via e-mail to the above e-mail addresses on this 27th day of March, 2019.



Natalie J. Spears

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

The People of the State of Illinois

Plaintiff

No. 19 CR 0310401

Charge

v.

Jussie Smollett

Defendant(s)

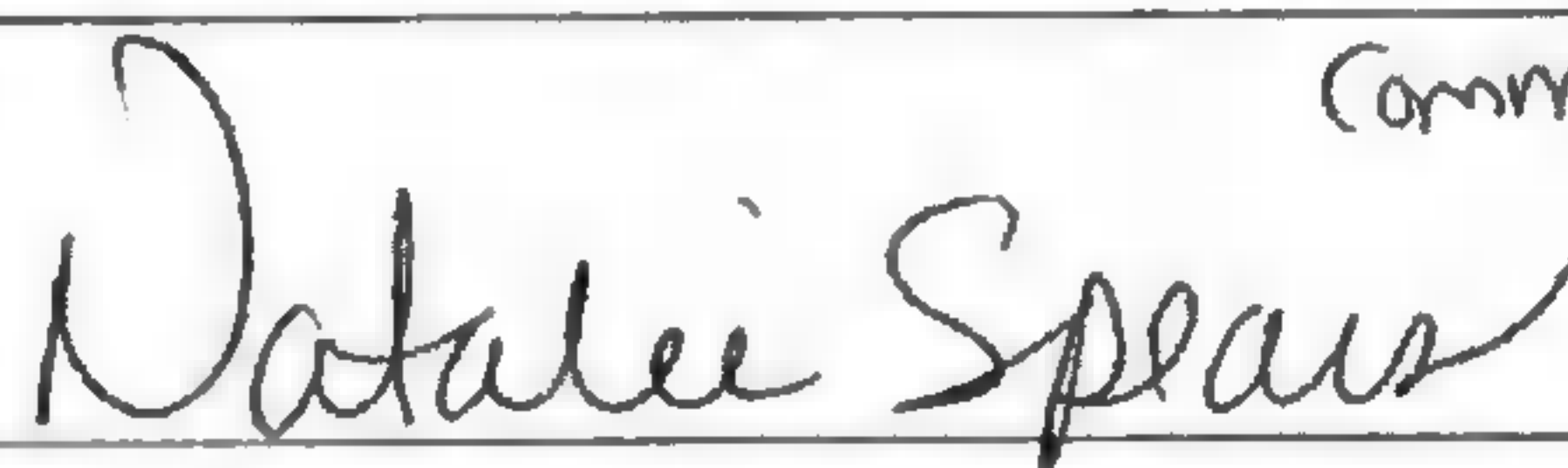
APPEARANCE

The undersigned, as attorney, enters the appearance of

Intervenors Chicago Tribune Company, LLC, Cable News Network, Inc., ABC, Inc. and WLS Television, Inc., NBC News, a division of

NBCUniversal Media, LLC, CBS Broadcasting Inc., on behalf of CBS News and WBBM-TV, and The Associated Press, a division of

Defendant(s) in the above entitled cause.



Communications Inc.

Attorney

Atty. No.: 56309

Atty Name: Natalie J. Spears/Dentons US LLP

Atty. for: Intervenors

Address: 233 S Wacker Drive, Suite 5900

City: Chicago State: IL

Zip: 60606

Telephone: 312-876-2556

Primary Email: natalie.spears@dentons.com

19 JAN 27 PM 4:35

From: Daryl Austin <[REDACTED]>
Sent: Wednesday, March 27, 2019 6:51 PM
To: KIMBERLY FOXX (States Attorney)
Subject: Re: urgent for Kimberly Foxx

You're welcome.

Get [Outlook for iOS](#)

From: KIMBERLY FOXX (States Attorney) <kimberly.foxx@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 5:36 PM
To: Daryl Austin
Subject: Re: urgent for Kimberly Foxx

Thanks for your email Mr. Austin.

On Mar 27, 2019, at 5:34 PM, Daryl Austin <[REDACTED]> wrote:

Kim,

What you have done with Jussie Smollett and your attempts to find similar cases from other prosecutors to justify it are wrong. I don't care what you say to yourself to justify dropping all charges, but whatever it is is based on a lie. You deceived yourself exactly the same way criminals deceive themselves into thinking it is okay to carrying out their crimes. You took justice away from millions of people and everyone Mr. Smollett harmed and you took matters into your own hands. Jussie Smollett is entitled and absolutely out-of-touch with reality, but no one expected any better from him. People did expect far more from you and your office, however. And even if you surround yourself with a few people soothing you and telling you it's "okay" that you did this, those people are only lying to you the way you're lying to yourself. You and I both know that your motives for doing this were absolutely selfish and corrupt. The words of justification that came out of your mouth to WBEZ today baffled people both in your industry and in mine. Even people who have previously defended you tooth and nail are now whispering "her career is finished." I'm sure whatever support you hoped to gain from Christina and her political connections will disappear as more and more people quietly distance themselves from you and the corruption you represent. You harmed every ideal your office stands for, and worst of all, you are now responsible for every victim whose story will be doubted because of the man you publicly exonerated. You should have stood behind your initial recusal in this case. I'm confident you'll regret this action for the rest of your career. Not outwardly of course, - you're far too proud for that - but inwardly you'll know how very little respect people now have for you. It was 100% morally wrong and I sincerely hope there is enough soul still left in you to someday accept that. Speaking for myself, I no longer have any respect for you at all.

Daryl Austin

From: Woulfe, Neil J. (WLS-TV) <Neil.J.Woulfe@abc.com>
Sent: Wednesday, March 27, 2019 7:04 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Brown, Terrell D. (WLS-TV)
Subject: Kim Foxx

Follow Up Flag: Flag for follow up
Flag Status: Completed

I am writing from ABC 7 Chicago to invite Kim Foxx to appear live in studio on our morning program tomorrow at 6-am to talk about the Smollett case. Terrell Brown would do the interview.

Best , Neil Woulfe
Executive Producer
ABC 7
213 663-2660

Sent from my iPhone

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 7:07 PM
To: KIMBERLY FOXX (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: Kim Foxx

FYI

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Woulfe, Neil J. (WLS-TV) <Neil.J.Woulfe@abc.com>
Sent: Wednesday, March 27, 2019 7:03 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Brown, Terrell D. (WLS-TV)
Subject: Kim Foxx

I am writing from ABC 7 Chicago to invite Kim Foxx to appear live in studio on our morning program tomorrow at 6-am to talk about the Smollett case. Terrell Brown would do the interview.

Best , Neil Woulfe
Executive Producer
ABC 7
213 663-2660

Sent from my iPhone

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Wednesday, March 27, 2019 7:14 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN calling

Thank you!!!! Long week number #5,000

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 7:46 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

Hello -

I don't believe the records have been unsealed. Attached is a motion filed pertaining to court records on behalf media intervenors, which will be heard tomorrow.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Jones, Sheena <Sheena.Jones@turner.com>
Sent: Wednesday, March 27, 2019 6:40 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: CNN calling

Hello Tandra!

It's another one of those weeks! Just following-up on Foxx's comments to WLS, about the unsealing of the court files, did we hear that right? Are they being unsealed and what's the process of them being unsealed?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:56 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

Great; thank you! Have a great night 😊

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:53 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Yes, the feb. 13th date. Thanks 😊

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 14, 2019 7:52 PM
To: Jones, Sheena <Sheena.Jones@turner.com>
Subject: Re: CNN calling

FYI included in the previous documents I sent is the memo with the date of the recusal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 14, 2019, at 6:31 PM, Jones, Sheena <Sheena.Jones@turner.com> wrote:

Thank you so much!!!

Sheena Jones

On Mar 14, 2019, at 7:28 PM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

Here is original statement:

Shortly after the incident occurred in late January, State's Attorney Foxx had conversations with a family member of Jussie Smollett about the incident and their concerns, and facilitated a connection to the Chicago Police Department who were investigating the incident. Based on those prior conversations and out of an abundance of caution, last week State's Attorney Foxx decided to remove herself from the decision making in this matter and delegated it to her First Assistant Joseph Magats, a 28-year veteran prosecutor.

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Sheena Jones
Newsdesk Editor
CNN National Content Center Desk
(w) 404-827-1511
@CNNSheena
<image001.png>

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 7:15 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Further questions on Smollett case

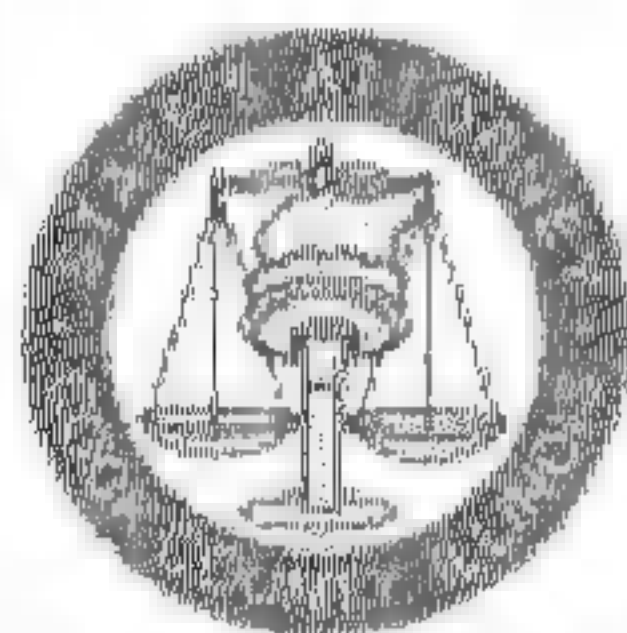
Hi Kiera - I can't find the first case mentioned, defendant Wilson, in the court computer. Just wanted to double-check the case number, or see if the record was expunged? maybe that's why I can't find it?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 5:02 PM
To: Crepeau, Megan
Subject: RE: Further questions on Smollett case

EXTERNAL SOURCE

18C440031	Trimanine Wilson	Charged with theft. Parties agreed t defendant would pay restitution. De tendered check in court and case w
18CR1520701	Terrae Washington	Charged with felony possession of c agreed that defendant would comp service and once completed the cas



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 9:12 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>; TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>; ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Subject: Further questions on Smollett case

Hi all - still some lingering questions from yesterday.

- Joe Magats said yesterday that it is not uncommon for cases to be disposed of like this. Can you give me specific examples of other cases during Kim Foxx's tenure that were concluded this way? I'm not talking about deferred prosecution, because this was not a deferred prosecution. I'm talking about a felony charge that was dropped due to a private verbal deal - an agreement not memorialized on paperwork - that the defendant fulfill certain conditions before the charges were dropped. Which other cases have been dealt with in that manner?

- What exactly were the terms of the agreement reached with the defense? How many hours of community service did he have to do, who monitored/reported that service, and when was that agreement reached with the defense?

Thanks very much --

Megan

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 5:02:27 PM
To: Crepeau, Megan
Subject: RE: Further questions on Smollett case

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From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 7:19 PM
To: RISA LANIER (States Attorney)
Subject: Fwd: Further questions on Smollett case

Hi,

Can you please assist?

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 7:15 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Further questions on Smollett case

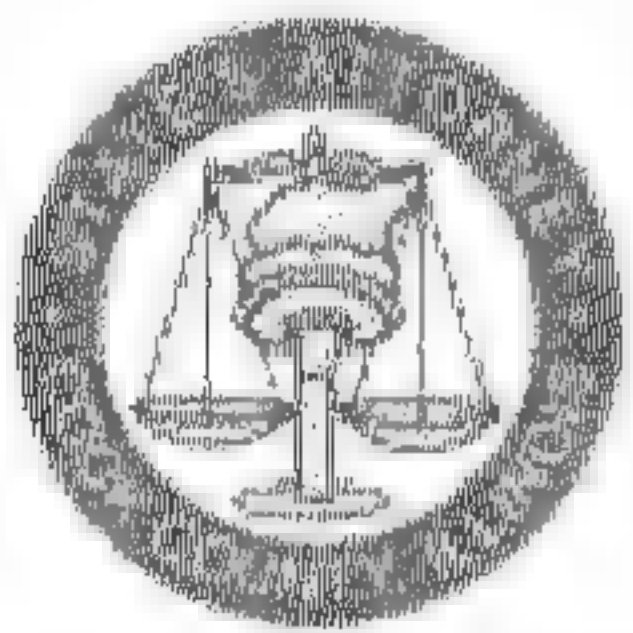
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Megan

Megan Crepeau
 Reporter

Chicago Tribune
O: 312-222-3116
C: 312-522-4409

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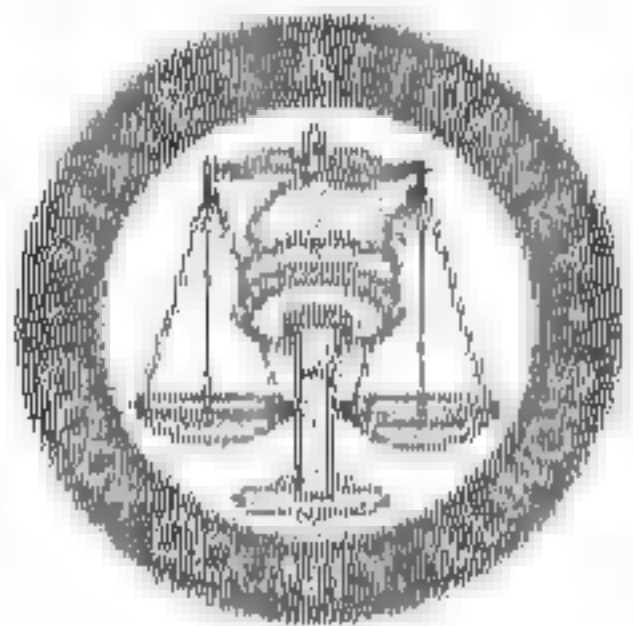
Sent: Wednesday, March 27, 2019 5:02:27 PM

To: Crepeau, Megan

Subject: RE: Further questions on Smollett case

EXTERNAL SOURCE

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Director of External Affairs
Cook County State's Attorney's Office
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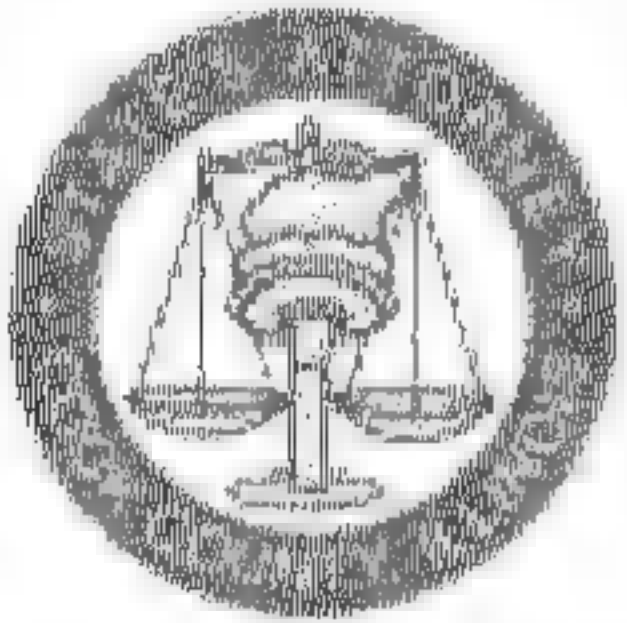
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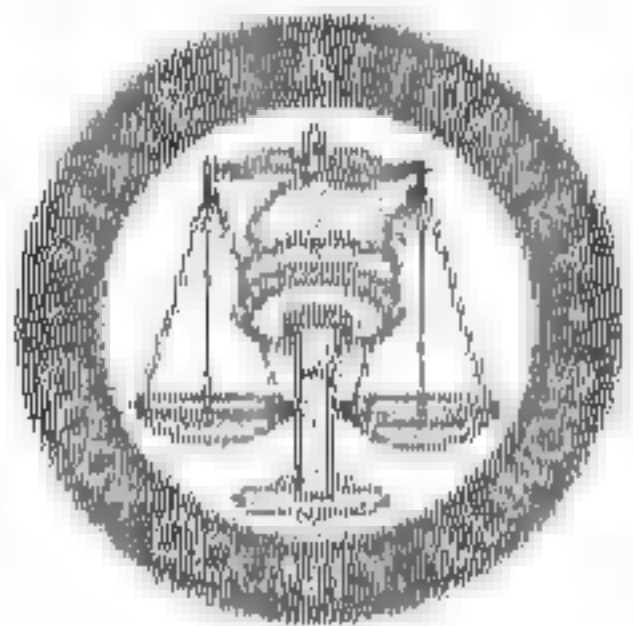
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From: RISA LANIER (States Attorney)
Sent: Wednesday, March 27, 2019 7:36 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Further questions on Smollett case

You have to add "01" at the end of each case number. The full case number is 18C44003101. I just looked it up and it is there...nolle pros for bond deduct plus restituion paid in open court.

Risa Lanier
Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax

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From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 7:19:08 PM
To: RISA LANIER (States Attorney)
Subject: Fwd: Further questions on Smollett case

Hi,

Can you please assist?

Kiera S. Ellis
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From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Wednesday, March 27, 2019 7:15 PM
To: KIERA ELLIS (States Attorney)
Subject: Re: Further questions on Smollett case

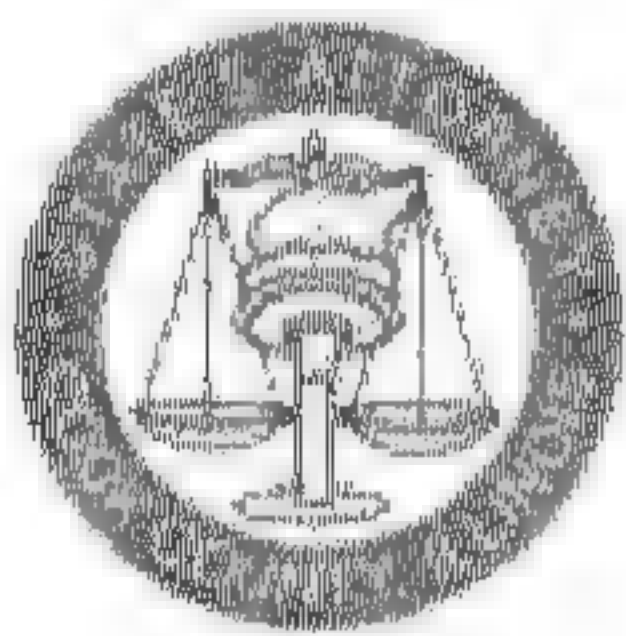
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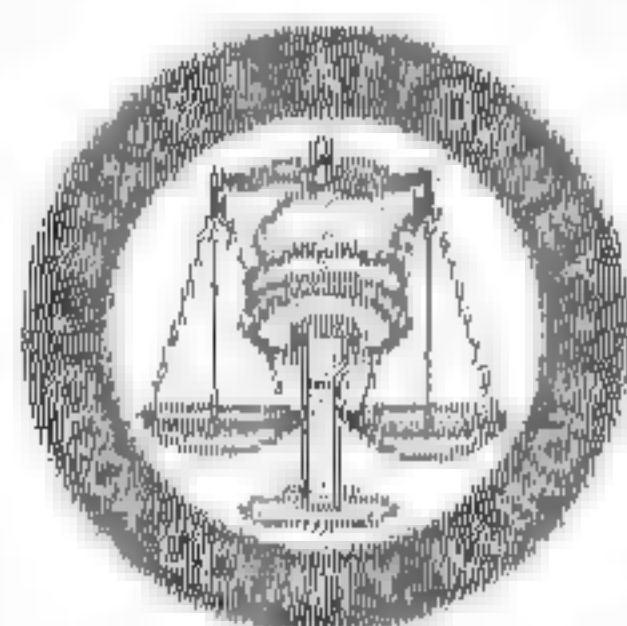
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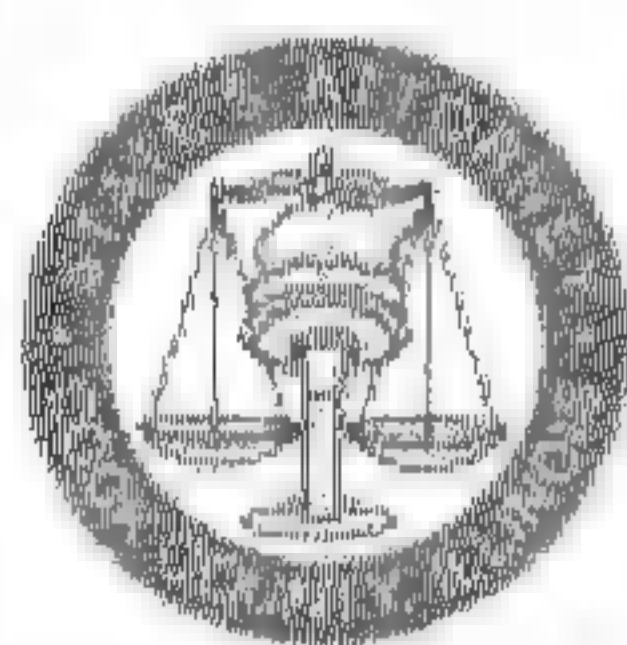
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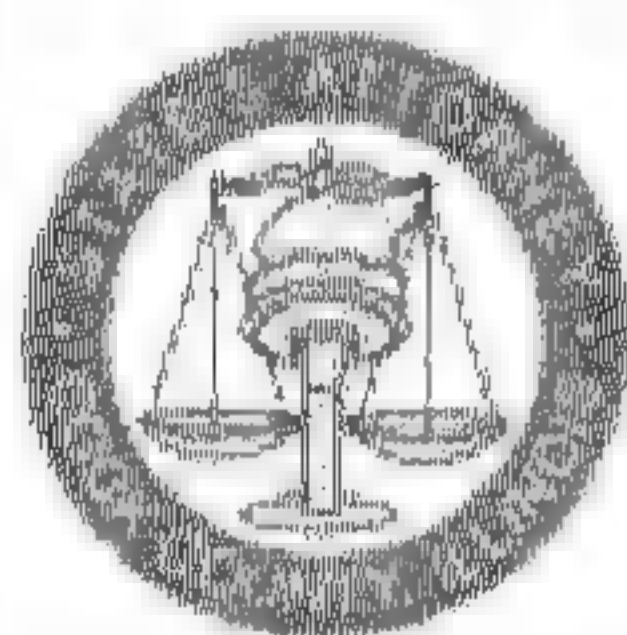
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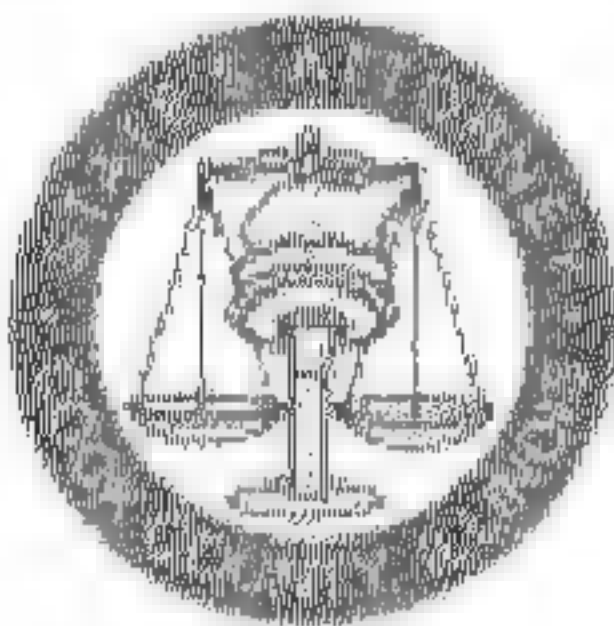
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From: CATHYMCNEIL STEIN (States Attorney)
Sent: Wednesday, March 27, 2019 7:45 PM
To: KIERA ELLIS (States Attorney); JESSICA SCHELLER (States Attorney); APRIL PERRY (States Attorney)
Subject: Re: Smollett Order

Kiera,

I spoke to April about this matter today. As you are aware, there is an emergency motion up tomorrow that has been brought by certain news outlets, seeking to intervene so they can object to the sealing of the records.

Cathy

Cathy McNeil Stein

Chief, Civil Actions Bureau
Cook County State's Attorney's Office
500 Richard J. Daley Center
Chicago, IL 60602

P: 312.603.5365 E: cathymcneil.stein@cookcountyil.gov

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From: KIERA ELLIS (States Attorney)
Sent: Wednesday, March 27, 2019 1:00:04 PM
To: CATHYMCNEIL STEIN (States Attorney); JESSICA SCHELLER (States Attorney); APRIL PERRY (States Attorney)
Subject: Fwd: Smollett Order

Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: RISA LANIER (States Attorney)
Sent: Wednesday, March 27, 2019 11:00:48 AM
To: KIERA ELLIS (States Attorney)
Subject: Smollett Order

Here you go...

Risa Lanier

**Chief, Criminal Prosecutions Bureau
Cook County State's Attorney's Office
2650 S. California Avenue, 11D40
Chicago, Illinois 60608
(773) 674-2720
(773) 674-2382 fax**

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 7:47 PM
To: KIERA ELLIS (States Attorney); sao media (States Attorney)
Subject: WSJ -- two late breaking things

Can you respond to this statement from the NDAA: <https://ndaa.org/wp-content/uploads/NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf>

And can you confirm that the FBI/DOJ is looking into the decision to drop charges against Jussie Smollett?

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 7:59 PM
To: Woulfe, Neil J. (WLS-TV)
Cc: Brown, Terrell D. (WLS-TV)
Subject: Re: Kim Foxx

Hi Neil,

Thanks for reaching out. We appreciate the invitation, however, we respectfully decline. Let's keep in touch - maybe we can schedule something in the future.

Best,
Tandra

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Woulfe, Neil J. (WLS-TV) <Neil.J.Woulfe@abc.com>
Sent: Wednesday, March 27, 2019 7:03 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Brown, Terrell D. (WLS-TV)
Subject: Kim Foxx

I am writing from ABC 7 Chicago to invite Kim Foxx to appear live in studio on our morning program tomorrow at 6-am to talk about the Smollett case. Terrell Brown would do the interview.

Best , Neil Woulfe
Executive Producer
ABC 7
213 663-2660

Sent from my iPhone

From: sao media (States Attorney)
Sent: Wednesday, March 27, 2019 8:01 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Fw: WSJ -- two late breaking things

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Wednesday, March 27, 2019 7:46 PM
To: KIERA ELLIS (States Attorney); sao media (States Attorney)
Subject: WSJ -- two late breaking things

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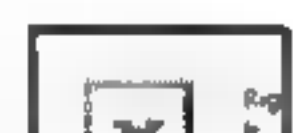
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Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 8:09 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: QUESTION
Attachments: cases.png

Here are two cases; we will have more to share.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Wednesday, March 27, 2019 4:35 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: QUESTION

We would be interested in seeing what you come up with. Please let me know.

Best,
DJ

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 4:34 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: [EXTERNAL] Re: QUESTION

We are asking for specific examples to provide in a timely manner. Otherwise information can be searched and found on our public open data portal.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 4:29 PM, Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com> wrote:

So to clarify---after telling us yesterday there have been more than 5000 cases of similar diversion (even though the particulars of the disposition of the Smollett case don't seem to fit in any way the "diversion" standards) your prosecutors are only now being asked to find examples of them?

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Wednesday, March 27, 2019 4:25 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: [EXTERNAL] Re: QUESTION

Yes - When we receive inquiries, we ask our prosecutors for information to respond to those inquiries.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 4:21 PM, Johnson, Dick (NBCUniversal, WMAQ)
<dick.johnson@nbcuni.com> wrote:

We have a copy of the memo sent out today or yesterday by Risa Lanier asking supervisors for proof of diversion cases similar to that of Jussie Smollett. Can you confirm the following memo was sent within the State's Attorney's office?
Thanks for your continued help on this story.

DJ

<image002.jpg>

<image001.png> **Dick Johnson** | Anchor-Reporter
454 North Columbus Dr. Chicago, IL
60611
Fb. @dickjohnsonnbc5 Twitter. @djnbc5

18C440031	Trimanine Wilson	Charged with theft. Parties agreed that the defendant would pay restitution. Defendant tendered check in court and case was nolle pros
18CR1520701	Terrae Washington	Charged with felony possession of cannabis. Parties agreed that defendant would complete community service and once completed the case was nolle pros

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Wednesday, March 27, 2019 8:15 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: QUESTION

Thanks. I will include tonight at 10

Sent from my iPhone

On Mar 27, 2019, at 8:09 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Here are two cases; we will have more to share.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

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<image002.jpg>

<image001.png> **Dick Johnson** | Anchor-Reporter

454 North Columbus Dr. Chicago, IL
60611

Fb. [@dickjohnsonnbc5](#) Twitter. [@djNBC5](#)

<cases.png>

From: TANDRA SIMONTON (States Attorney)
Sent: Wednesday, March 27, 2019 8:19 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: Re: [EXTERNAL] Re: QUESTION

Great; thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Johnson, Dick (NBCUniversal, WMAQ) <dick.johnson@nbcuni.com>
Sent: Wednesday, March 27, 2019 8:15 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: [EXTERNAL] Re: QUESTION

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Best,
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Sent: Wednesday, March 27, 2019 4:34 PM
To: Johnson, Dick (NBCUniversal, WMAQ)
Subject: [EXTERNAL] Re: QUESTION

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454 North Columbus Dr. Chicago, IL
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Fb. @dickjohnsonnbc5 Twitter. @djNBC5

<cases.png>

From: Woulfe, Neil J. (WLS-TV) <Neil.J.Woulfe@abc.com>
Sent: Wednesday, March 27, 2019 9:57 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Brown, Terrell D. (WLS-TV)
Subject: Re: Kim Foxx

Thank you for the response .
Best , Neil

Sent from my iPhone

On Mar 27, 2019, at 7:58 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Hi Neil,

Thanks for reaching out. We appreciate the invitation, however, we respectfully decline. Let's keep in touch -maybe we can schedule something in the future.

Best,
Tandra

Tandra R. Simonton

Chief Communications Officer

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e-mail: tandra.simonton@cookcountyil.gov

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Cc: Brown, Terrell D. (WLS-TV)
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Best , Neil Woulfe
Executive Producer
ABC 7
213 663-2660

Sent from my iPhone

From: Matthew Atarashii [REDACTED]
Sent: Thursday, March 28, 2019 1:12 AM
To: StatesAttorney; kimfoxx@cookcountyil.gov; kfoxx@cookcountyil.gov; APRIL PERRY (States Attorney); aperry@cookcountyil.gov; kim.foxx@cookcountyil.gov; JOSEPH MAGATS (States Attorney); jmagats@cookcountyil.gov
Cc: mcrepeau@chicagotribune.com; jmeisner@chicagotribune.com
Subject: Count me out for supporting Democrats, your absent ethics, and your b.s. transparency

Hi,

It's maddening to witness your perversion and corruption of justice in the Jussie Smollett case. Kim Foxx and your entire organization have exemplified our nation's two-tiered justice system in which officials such as yourselves could give a damn less about people without money and without connections.

I was going to get more involved with Democratic support for 2020, but you all have demonstrated yet again that Democrats' ethical standards simply match Donald Trump's. There's no reason for me to bother.

I'm out. Go screw yourselves, and achieve your goals of screwing middle class & impoverished people along the way. And keep your goddamn "accidental" secrets.

And oh yes, don't forget to lie!

Sincerely, Matthew Martin

From: Michael Hulsey [REDACTED]
Sent: Thursday, March 28, 2019 1:51 AM
To: KIMBERLY FOXX (States Attorney)
Subject: DA Foxx

DA Foxx,

As a retired police officer, I am completely disgusted by your utter failure to hold Smollett accountable for his hate crime hoax. You have disgraced fellow American law abiding citizens, the city of Chicago, the police department, and most certainly brought shame upon yourself and your corrupt office.

No one expected this race baiting celebrity criminal to do prison time but the very least you could have done is hold him accountable for his criminal actions. I find your actions to be reprehensible and you have showed your office to be absolutely corrupt.

I am sure your coworkers are equally as disgusted with you as are the citizens of the nation. I am looking forward to your imminent removal from office. You have done a great deal of damage to Americans as a whole and you have most certainly undermined actual victims of crimes/hate crimes. You are a pathetic excuse of a law enforcement official and you should be ashamed of yourself.

Michael Hulsey

From: Judi Proctor [REDACTED]
Sent: Thursday, March 28, 2019 5:39 AM
To: APRIL PERRY (States Attorney)

Dear Ms. Perry,

I truly hope you are investigating Kim Foxx and her office in regards to the decision they made to not prosecute Jussie Smollet. This smacks of "old time" Chicago politics and makes everyone in that State look second rate. This is a horrible situation for the Chicago Police Department and their fight for law and justice, a reprehensible outcome for the States Attorney's Office and a sad situation for the people and tax payers of the State. This decision fly's in the face of every American citizen and the fact that justice is supposedly blind. In this case it may have been blind but it was surely and or appears to be, "not what you did, but who you know".

Regards,

Judy Proctor

From: Lisa Sharmat <Lisa.Sharmat@FOXTV.COM>
Sent: Thursday, March 28, 2019 6:11 AM
To: TANDRA SIMONTON (States Attorney)
Cc: WFLD Assignment Desk; WFLD News
Subject: FOX 32 BREAKING NEWS RESPONSE

Good Morning Tandra:

The President is tweeting this morning. Does Kim have any kind of statement or response please?

Thanks,
Lisa

Donald J. Trump **Verified account** @realDonaldTrump
FollowingFollowing @realDonaldTrump

FBI & DOJ to review the outrageous Jussie Smollett case in Chicago. It is an embarrassment to our Nation!



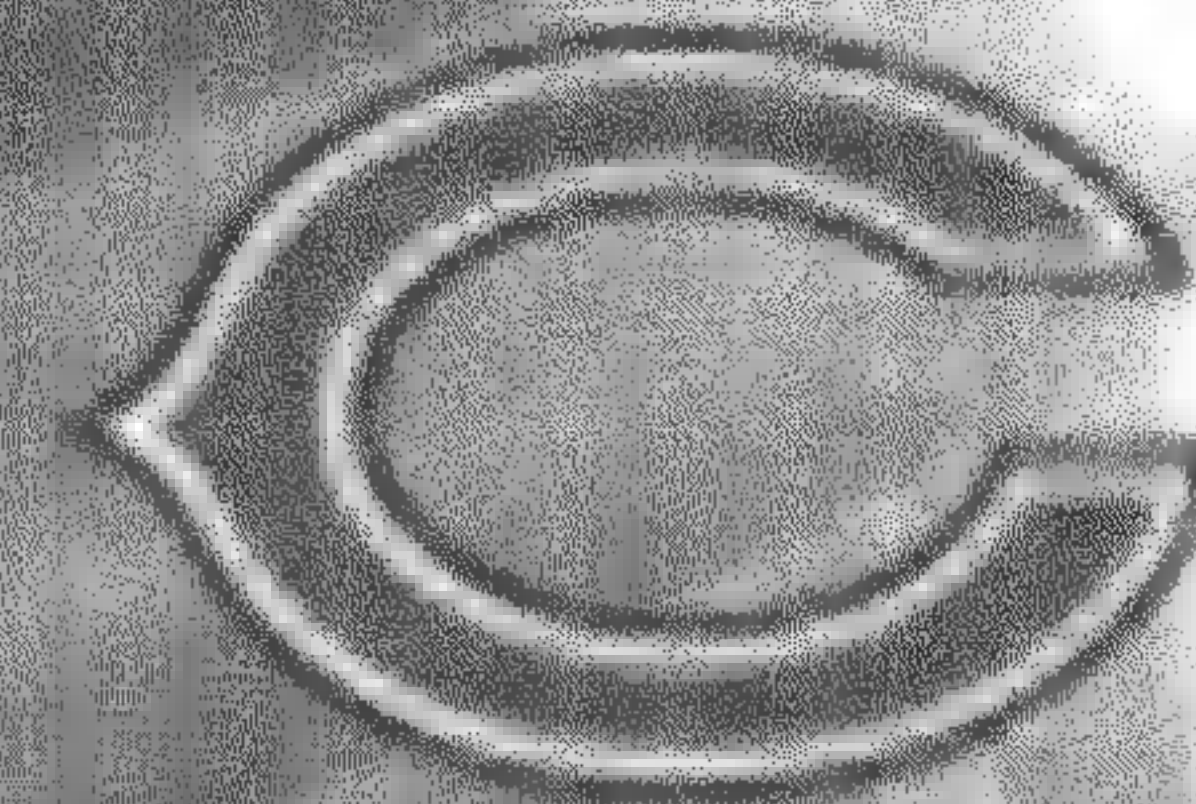
Lisa Sharmat| Assignment Editor| Lisa.Sharmat@FoxTV.com

FOX32: 312.565.5533 | twitter: @FoxNewsGal

Connect with FOX32 Anywhere: [Facebook](#) | [Twitter](#) | [Instagram](#)



OFFICIAL HOME OF THE
CHICAGO BEARS



From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 7:06 AM
To: KIERA ELLIS (States Attorney); sao media (States Attorney)
Subject: WSJ -- More follow-up on Smollett

Hi all --

Reaching out because President Trump tweeted about an FBI/DOJ investigation into Jussie Smollett, so that's the first piece of news I want to ask about. For your reference, here is the tweet: <https://twitter.com/realDonaldTrump/status/1111214993293357056>

Has your office been informed of any such investigation? If so, what details can you provide?

In addition, I know I asked about Kim Foxx yesterday, but is anyone at the SAO asking the court to unseal Jussie Smollett's case file? If so, please tell me why. If the case becomes unsealed, I would like to submit a formal request for those records with your office. How do you want to handle that? I will also submit one with the court clerk.

I did send an email late last night about a statement from the NDAA that criticizes the SAO's handling of the Smollett case. I would like your response to those criticisms, which can be found here: <https://ndaa.org/wp-content/uploads/NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf>

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Thursday, March 28, 2019 7:35 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: Follow up

Have a quick question if you're free for a moment this morning. Thanks.

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 9:54 AM
To: Paul, Deanna <Deanna.Paul@washpost.com>
Subject: RE: Follow up

I don't have a preference. Office is fine.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:54 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: Follow up

Thank you! Should I attribute you by name or a office spokesperson?

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 9:48 AM
To: Paul, Deanna <Deanna.Paul@washpost.com>
Subject: RE: Follow up

[EXTERNAL EMAIL]

We have an open discovery policy. We turn it over as the case goes on as opposed to tendering it all right before trial.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:32 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: Follow up

An additional question – I know Mr. Smollett's attorney recently received discovery. Does your office have an open file discovery policy (i.e. where it's turned over as the case moves forward, as opposed to the eve of trial)?

From: Paul, Deanna
Sent: Wednesday, March 27, 2019 9:26 AM
To: 'Kiera.ellis@cookcountyil.gov' <Kiera.ellis@cookcountyil.gov>
Subject: Follow up

Dear Ms. Ellis,

Thank you so much for taking my call. This is my contact information, whenever you have a moment to send the statute and statement.

Deanna Paul
The Washington Post
General Assignments News
202.334.7372 | 305.815.4500
[@thedeannapaul](https://twitter.com/thedeannapaul)

From: Bradley, Laura <laura_bradley@condenast.com>
Sent: Thursday, March 28, 2019 7:38 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Statement re: Jussie Smollett/alternative disposition

Good morning,

I was hoping the State's Attorney's Office could send us the statement regarding Jussie Smollett and alternative dispositions contained in this article, in full.

<https://deadline.com/2019/03/jussie-smollett-attorney-blasts-chicago-officials-for-continuing-smear-campaign-1202584178/>

Additionally, if the Office has released any further statements or comments at this time, please feel free to send along. Thank you so much for your continued assistance.

Thanks again,
Laura

From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Thursday, March 28, 2019 8:11 AM
To: ROBERT FOLEY (States Attorney)
Subject: Follow-up question on Smollett

Robert –

I saw the our team was able to interview SA Foxx, but had my own follow-up question after watching the WGN report. Micah Materre asked Ms. Foxx about why the police and city weren't notified and I was hoping to get that answered. Ms. Materre also said that Ms. Foxx had spoken to Supt. Johnson and the mayor since the charges were dropped and that there were no hard feelings. Can you confirm?

I'm at my desk if you'd like to chat 312-222-4795.

Thanks,
Lisa

From: KIMBERLY.FOXX@cookcountyil.gov
Sent: Thursday, March 28, 2019 8:26 AM
To: Michael Hulsey
Subject: Re: DA Foxx

Thanks for you correspondence Mr. Hulsey, have a great day!

Sent from my iPhone

On Mar 28, 2019, at 1:51 AM, Michael Hulsey [REDACTED] wrote:

DA Foxx,

As a retired police officer, I am completely disgusted by your utter failure to hold Smollett accountable for his hate crime hoax. You have disgraced fellow American law abiding citizens, the city of Chicago, the police department, and most certainly brought shame upon yourself and your corrupt office.

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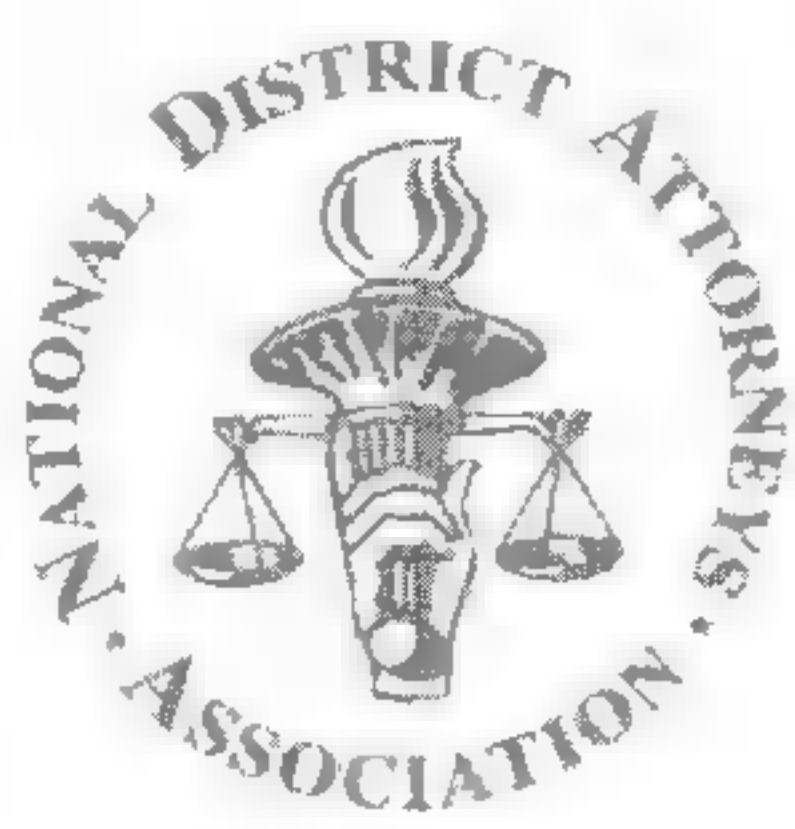
Michael Hulsey

From: Stu Umholtz <SUMholtz@tazewell.com>
Sent: Thursday, March 28, 2019 8:47 AM
To: sa@clintonco.illinois.gov; jrietz@co.champaign.il.us;
dechristopherchristy@co.kane.il.us; GaekeErin@co.kane.il.us;
gleasonjody@co.kane.il.us; tdgibbons@co.madison.il.us; bernardb@co.rock-island.il.us; mcgeheej@co.rock-island.il.us; ASHLEY WRIGHT (States Attorney);
KIMBERLY FOXX (States Attorney); ROBERT FOLEY (States Attorney);
dmarkwell@dewittcountyil.com; Cheryl.Schrimmenti@dupageco.org;
Lisa.Hoffman@dupageco.org; nancy.donahoe@dupageco.org;
Robert.berlin@dupageco.org; jhoodhamiltonco@gmail.com; peoriajones65@gmail.com; bgoetten@hotmail.com; scott@jrminc.com; jrowe@k3county.net;
mnerheim@lakecountyil.gov; CBGrobe@mchenrycountyil.gov;
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salacy@vercounty.org; adoyle@wcsao.com; statesattorney1@whitecounty-il.gov;
cgriffin@willcountyillinois.com; cherijohnson@willcountyillinois.com;
DFoulk@willcountyillinois.com; mhiteross@wincoil.us; RBravo@wincoil.us;
wcsa@woodford-county.org; montsa1@yahoo.com
Cc: pdelfino@ilsaap.org
Subject: NDAA Press Release on Best Practices in High Profile Cases
Attachments: NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf

Attached is the National District Attorneys Association Statement on Prosecutorial Best Practices in High Profile Cases.

I think this would be worth some discussion at our next meeting. Our ability to be effective is impacted by the Public's confidence in our profession.

Stewart Umholtz



NATIONAL DISTRICT ATTORNEYS ASSOCIATION

FOR IMMEDIATE RELEASE

Date: March 27, 2019

National District Attorneys Association Statement on Prosecutorial Best Practices in High Profile Cases

ARLINGTON, Virginia – As the voice of America’s prosecutors, the National District Attorneys Association (NDAA) serves as a national resource on training and technical assistance to aid the roughly 2,700 prosecutor offices around the country in protecting the communities they serve, seeking justice for victims of crime, and protecting the innocent. As an organization that developed and maintains a set of national prosecution standards and strives to promote best practices for prosecutors around the country, we encourage scrutiny of prosecutors to enhance fairness and equality in the criminal justice system, while building confidence in our citizenry and supporting the tireless work performed by prosecutors and law enforcement on the front lines of evil every day.

The handling of cases by prosecutors nationwide has garnered national media attention and a greater focus on the role of the prosecutor in the criminal justice system. In each instance, the local prosecutors involved in the case must weigh all the facts and determine the best path forward to ensure justice is served. Prosecutors don’t always get it right, nor does the public necessarily get to see all the information available to prosecutors, particularly during an ongoing investigation. In these types of circumstances, it is easy for emotions to run high and finger pointing to ensue, but it is important not to allow investigations and charging decisions to be swayed by public sentiment and to follow best practices and guidelines in whatever situation may arise.

The recent incident in Chicago involving actor Jussie Smollett is no different and has garnered national attention as the case has made its way through various phases of the investigation and prosecution process. While details of the case remain sealed, several observations must be made in order to increase, not diminish, the public’s confidence in the criminal justice system.

First, when a chief prosecutor recuses him or herself, the recusal must apply to the entire office, not just the elected or appointed prosecutor. This is consistent with best practices for prosecutors’ offices around the country.

Second, prosecutors should not take advice from politically connected friends of the accused. Each case should be approached with the goal of justice for victims while protecting the rights of the defendant.

Third, when a prosecutor seeks to resolve a case through diversion or some other alternative to prosecution, it should be done so with an acknowledgement of culpability on the part of the defendant. A case with the consequential effects of Mr. Smollett’s should not be resolved without a finding of guilt or innocence.

Fourth, expunging Mr. Smollett's record at this immediate stage is counter to transparency. Law enforcement will now not be able to acknowledge that Mr. Smollett was indicted and charged with these horrible crimes and the full record of what occurred will be forever hidden from public view.

Finally, we believe strongly that hate crimes should be prosecuted vigorously but the burden of proof should not be artificially increased due to the misguided decisions of others.

NDAA believes strongly in seeking alternatives to incarceration, and in fact, prosecutors around the country offer these alternatives to thousands of defendants every single day. However, as stated above, these alternatives, such as drug treatment, mental health treatment, counseling and/or community service come with an acknowledgement of responsibility from the defendant. These alternatives also offer the ability for the defendant to preserve their criminal record, again, in exchange for admission of responsibility. However, the case in Chicago illustrates a point that must be discussed in an effort to ensure fairness in our criminal justice system: the rich are treated differently, the politically connected receive favorable treatment, and Lady Justice sometimes peeks under her blindfold to see who stands before her. NDAA rejects these inequities as they are antithetical to our founding principles of justice: that no one is above the law.

The National District Attorneys Association (NDAA), www.ndaa.org, is the largest prosecutor organization in the country, representing 2,500 elected and appointed District Attorneys across the United States, as well as 40,000 Assistant District Attorneys.

Contact: Nelson Bunn, Executive Director, National District Attorneys Association (703) 519-1666

###

From: ASHLEY WRIGHT (States Attorney)
Sent: Thursday, March 28, 2019 9:08 AM
To: APRIL PERRY (States Attorney); JOSEPH MAGATS (States Attorney); MARNY ZIMMER (States Attorney)
Subject: Fwd: NDAA Press Release on Best Practices in High Profile Cases
Attachments: NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf; ATT00001.htm

Good morning,

I received the following group e-mail this morning from a member of Illinois State's Attorney's Association and I just wanted to put it on your radar. We are present via phone at the weekly meetings to discuss our positions on legislations.

Ashley

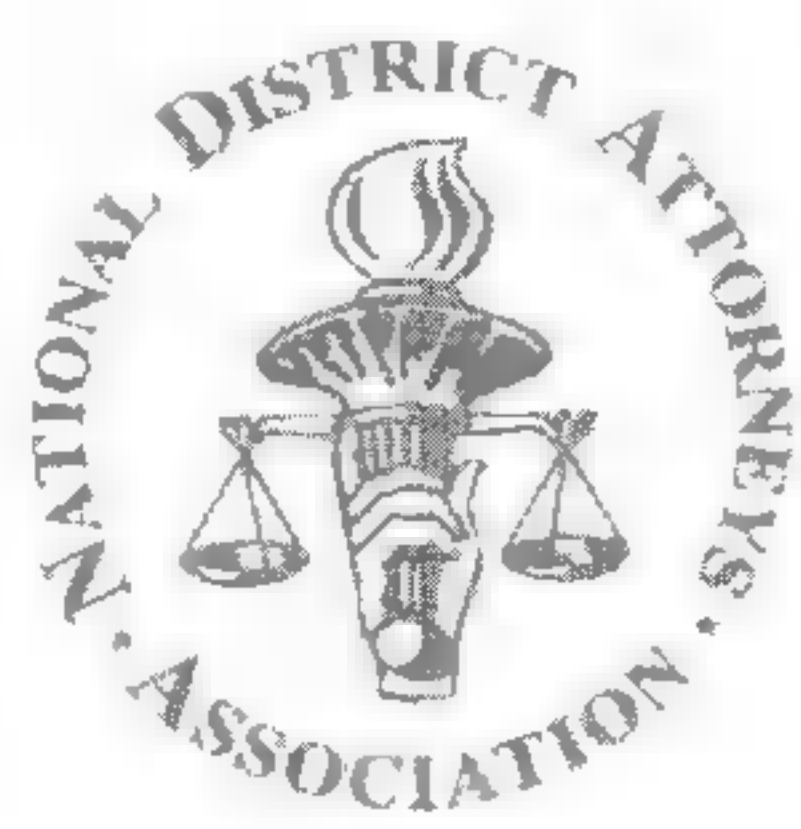
Begin forwarded message:

From: Stu Umholtz <SUMholtz@tazewell.com>
Date: March 28, 2019 at 8:47:08 AM CDT
To: <sa@clintonco.illinois.gov>, <jrietz@co.champaign.il.us>, <dechristopherchristy@co.kane.il.us>, <GaekeErin@co.kane.il.us>, <gleasonjody@co.kane.il.us>, <tdgibbons@co.madison.il.us>, <bernardb@co.rock-island.il.us>, <mcgeheej@co.rock-island.il.us>, <ASHLEY.WRIGHT@cookcountyil.gov>, <kimberly.foxx@cookcountyil.gov>, <Robert.foley@cookcountyil.gov>, <dmarkwell@dewittcountyill.com>, <Cheryl.Schrimmenti@dupageco.org>, <Lisa.Hoffman@dupageco.org>, <nancy.donahoe@dupageco.org>, <Robert.berlin@dupageco.org>, <jhoodhamiltonco@gmail.com>, <peoriajones65@gmail.com>, <bgoetten@hotmail.com>, <scott@jrminc.com>, <jrowe@k3county.net>, <mnerheim@lakecountyil.gov>, <CBGrobe@mchenrycountyil.gov>, <pdkenneally@mchenrycountyil.gov>, <chitzemann@monroecountyil.gov>, <gnoll@morgancounty-il.com>, <gbrady@peoriacounty.org>, <jscott@sa-macon-il.us>, <kwacala@statesattorney.mcdonough.il.us>, <tedmonds@unioncountyil.gov>, <salacy@vercounty.org>, <adoyle@wcsao.com>, <statesattorney1@whitecounty-il.gov>, <cgriffin@willcountyillinois.com>, <cherijohnson@willcountyillinois.com>, <DFoulk@willcountyillinois.com>, <mhteross@wincoil.us>, <RBravo@wincoil.us>, <wcsa@woodford-county.org>, <montsal@yahoo.com>
Cc: <pdelfino@ilsaap.org>
Subject: NDAA Press Release on Best Practices in High Profile Cases

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Contact: Nelson Bunn, Executive Director, National District Attorneys Association (703) 519-1666

###

From: ROBERT.FOLEY@cookcountyil.gov
Sent: Thursday, March 28, 2019 9:21 AM
To: Donovan, Lisa
Subject: Re: Follow-up question on Smollett

Hi Lisa- Please reach out to Kiera and Tandra on this.

Sent from my iPhone

On Mar 28, 2019, at 8:11 AM, Donovan, Lisa <ldonovan@chicagotribune.com> wrote:

Robert –

I saw the our team was able to interview SA Foxx, but had my own follow-up question after watching the WGN report. Micah Materre asked Ms. Foxx about why the police and city weren't notified and I was hoping to get that answered. Ms. Materre also said that Ms. Foxx had spoken to Supt. Johnson and the mayor since the charges were dropped and that there were no hard feelings. Can you confirm?

I'm at my desk if you'd like to chat 312-222-4795.

Thanks,
Lisa

From: Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Sent: Thursday, March 28, 2019 9:21 AM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: Unsealing Of Smollett Case

<https://www.t TMZ.com/2019/03/27/kim-foxx-defends-dropping-case-against-jussie-smollett/>

good morning,

SA Kim Foxx said publicly she would unseal the resolution in the SMollett case.
Can you please tell me when that will happen and send me a copy of the resolution when it is indeed unsealed?

Thank you,

Jamie

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 28, 2019 9:28 AM
To: Schram, Jamie (*IC)
Subject: Re: Unsealing Of Smollett Case

The Cook County Clerk of the Circuit Court is responsible for releasing public court documents and records. They can be reached by email at mediarequest@cookcountycourt.com or 313-603-5690.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 9:21 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

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Thank you,

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From: Donovan, Lisa <ldonovan@chicagotribune.com>
Sent: Thursday, March 28, 2019 9:37 AM
To: ROBERT FOLEY (States Attorney)
Subject: RE: Follow-up question on Smollett

OK. Thanks.

From: ROBERT FOLEY (States Attorney) <ROBERT.FOLEY@cookcountyil.gov>
Sent: Thursday, March 28, 2019 9:21 AM
To: Donovan, Lisa <ldonovan@chicagotribune.com>
Subject: Re: Follow-up question on Smollett

EXTERNAL SOURCE

Hi Lisa- Please reach out to Kiera and Tandra on this.

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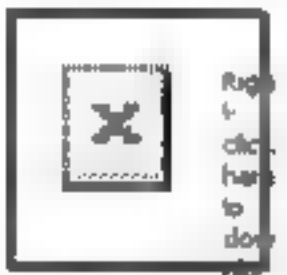
From: John Eligon <eligon@nytimes.com>
Sent: Thursday, March 28, 2019 9:45 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: interview with SA Foxx

Hi Tandra

Checking in on this. Can you please let me know if I can have a few minutes on the phone with her today.
Thanks!

John

John Eligon



National Correspondent covering race

P.O. Box 26734
Kansas City, MO 64196
646-808-4276

On Mar 27, 2019, at 2:05 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

It's a possibility - but she would not be available until later this evening. Can I circle back and let you know?

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 27, 2019, at 1:50 PM, Eligon, John <eligon@nytimes.com> wrote:

Hi Tandra

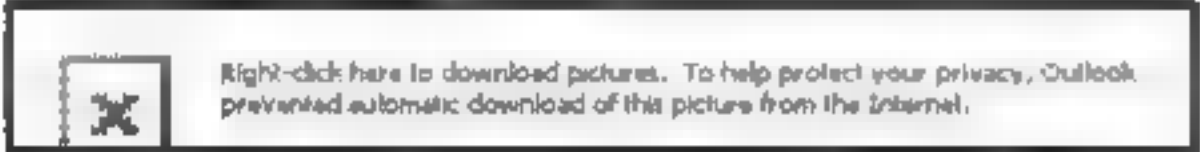
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Take care

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John Eligon



National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
646-808-4276

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 28, 2019 9:49 AM
To: John Eligon
Subject: Re: interview with SA Foxx

Hi John,

Unfortunately we will not be able to accommodate your request at this time. If anything changes, I will let you know. Thanks for the opportunity.

Best,
Tandra

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
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 The linked image cannot be displayed. The file may have been moved, renamed, or deleted. Verify that the link points to the correct file and location.

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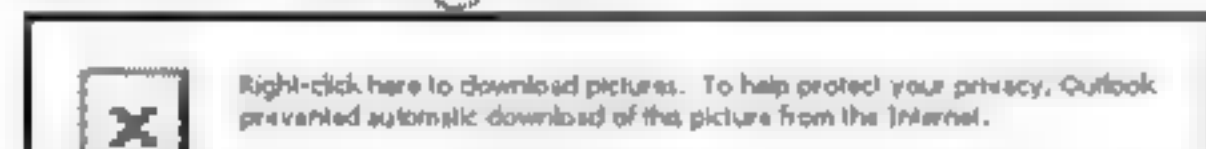
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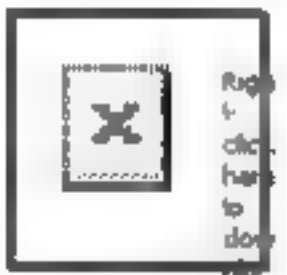
National Correspondent covering race
P.O. Box 26734
Kansas City, MO 64196
646-808-4276

From: John Eligon <eligon@nytimes.com>
Sent: Thursday, March 28, 2019 10:01 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: interview with SA Foxx

Thanks for getting back to me. Please express to SA Foxx my strong wish that she reconsiders. I think I have proven that I will definitely give her a fair shake and tell her story accurately. So I hope she can talk to me again, if even on background to make sure that we contextualize everything properly. I appreciate it.

Take care
John

John Eligon



National Correspondent covering race

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Kansas City, MO 64196
646-808-4276

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From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Thursday, March 28, 2019 10:42 AM
To: sao media (States Attorney)
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: RESUBMITTING: ABC/Good Morning America Intv Request

Good Morning,

I would like to submit the below request to have State's Attorney Kim Foxx live on GMA with George Stephanopoulos. We would like to have her on tomorrow, Friday March 29th - but would like to keep this request open for whenever she is available and willing to appear on the show.

Is there any possibility she might be able to appear?
Thanks so much.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

Sent from my iPhone

On Mar 26, 2019, at 12:05 PM, Wash, Stephanie <Stephanie.Wash@abc.com> wrote:

Good Morning

I know you all are busy, so will keep it short. I would like to re-submit our request to have State's Attorney Kim Foxx live on GMA tomorrow morning regarding the Smollett case - either from Chicago or NY if she is able to travel tonight.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Sunday, February 17, 2019 6:03 PM
To: sao.media@cookcountyil.gov
Subject: ABC/Good Morning America Intv Request

Hi,

I would like to submit a formal request for ABC to have State Attorney Kim Foxx live on GMA at the completion of the Jussie Smollett attack investigation. We can do a live shot from her office or have her live in New York from the Times Square studio Wednesday (the earliest we anticipate this could have a resolution) or whichever morning it may be, following the completion.

We would love to have her on the show exclusively.

I will check back in next week regarding this.

Please feel free to email or call 24/7 if you have any questions about this request.

Thanks so much.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

From: Dorothy Brown (Circuit Court)
Sent: Thursday, March 28, 2019 10:46 AM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC

<https://www.nbcchicago.com/news/local/jussie-smollett-kim-foxx-chicago-update-507736821.html>

From: Mandell, Sean (*IC) <Sean.Mandell@tmz.com>
Sent: Thursday, March 28, 2019 10:46 AM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ Request

Hi Tandra,

I hope you've been well. I'm reaching out because Jussie Smollett's attorney Tina Glandian went on the Today show this morning and said that Abel and Ola Osundairo could have worn "whiteface" to disguise themselves when they 'attacked' Smollett. Glandian said,

"He did tell police that from what he saw, he thought it was white or pale skin, that's what he initially said. Obviously, you can disguise that. You can put make-up on. There is, interestingly enough, a video. You know, I think police had minimal investigation in this case, it took me only five minutes to Google. You know, I was looking up the brothers, and one of the videos that showed up actually was of the brothers in whiteface doing a joker monologue with white makeup on him. So, it's not implausible."

Has the State's Attorney's office found any evidence or been shown any evidence that suggests Abel and Ola Osundairo wore 'whiteface' during the 'attack'?

Thank you so much for your help.

Best,

Sean Mandell
Senior News Producer
TMZ
O: 818-972-8263
C: 949-310-5143

From: Parks, Brad <Brad.Parks@turner.com>
Sent: Thursday, March 28, 2019 10:48 AM
To: TANDRA SIMONTON (States Attorney)
Subject: CNN/ recusal statement

Morning Tandra,

Wondering if you could provide the statement you gave to the Tribune this morning?

“The state’s attorney did not formally recuse herself or the office based on any actual conflict of interest,” Tandra Simonton said in a statement. “As a result, she did not have to seek the appointment of a special prosecutor under (state law).”

“Although we use the term ‘recuse’ as it relates to State’s Attorney Foxx’s involvement in the matter, it was a colloquial use of the term rather in its legal sense.”

<https://www.chicagotribune.com/news/local/breaking/ct-met-jussie-smollett-kim-foxx-interview-20190327-story.html>

Thank you,

Brad

Brad Parks
Supervising Producer
CNN Chicago
(213) 281-0853

From: sao media (States Attorney)
Sent: Thursday, March 28, 2019 11:14 AM
To: Wash, Stephanie
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: RESUBMITTING: ABC/Good Morning America Intv Request

Hello Stephanie,

Thank you for reaching out. We appreciate the opportunity, however, we respectfully decline your request at this time.

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyiil.gov

From: Wash, Stephanie <Stephanie.Wash@abc.com>
Sent: Thursday, March 28, 2019 10:42:12 AM
To: sao media (States Attorney)
Cc: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: RESUBMITTING: ABC/Good Morning America Intv Request

Good Morning,

I would like to submit the below request to have State's Attorney Kim Foxx live on GMA with George Stephanopoulos. We would like to have her on tomorrow, Friday March 29th - but would like to keep this request open for whenever she is available and willing to appear on the show.

Is there any possibility she might be able to appear?
Thanks so much.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

Sent from my iPhone

On Mar 26, 2019, at 12:05 PM, Wash, Stephanie <Stephanie.Wash@abc.com> wrote:

Good Morning

I know you all are busy, so will keep it short. I would like to re-submit our request to have State's Attorney Kim Foxx live on GMA tomorrow morning regarding the Smollett case - either from Chicago or NY if she is able to travel tonight.

Thank you very much.

Stephanie
917.993.4296

From: Wash, Stephanie
Sent: Sunday, February 17, 2019 6:03 PM
To: sao.media@cookcountyil.gov
Subject: ABC/Good Morning America Intv Request

Hi,

I would like to submit a formal request for ABC to have State Attorney Kim Foxx live on GMA at the completion of the Jussie Smollett attack investigation. We can do a live shot from her office or have her live in New York from the Times Square studio Wednesday (the earliest we anticipate this could have a resolution) or whichever morning it may be, following the completion.

We would love to have her on the show exclusively.

I will check back in next week regarding this.

Please feel free to email or call 24/7 if you have any questions about this request.

Thanks so much.

Stephanie Wash
Coordinating Producer | ABC News
C: 917.993.4296 O: 212.456.2353

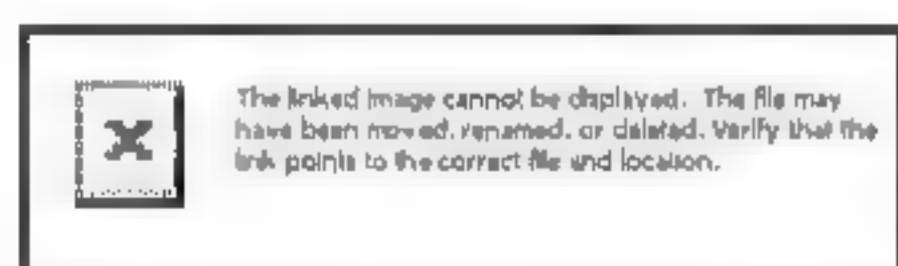
From: Hickey, Megan <mhhickey@cbs.com>
Sent: Thursday, March 28, 2019 11:15 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: CBS 2 Chicago - diverted or alternative prosecutions

Hi Kiera & Tandra,

Will your office be releasing any other examples of the 5700 diverted or alternative prosecutions today?

In the two examples sent yesterday did the defendants file motions for immediate sealing as Jussie Smollett did? Did both cases involve felony 4 charges?

Thanks,
Megan



Megan Hickey
WBBM-TV CHICAGO
Reporter

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-446-3866 Mobile
Twitter @MeganHickeyCBS2
www.cbschicago.com

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 11:17 AM
To: sao media (States Attorney); KIERA ELLIS (States Attorney); Joseph Barrett
Subject: WSJ -- Records request

Hi all --

I'd like to put in a request under public records laws for the list of 5,700-plus cases that the Cook County State's Attorney's Office has referred for alternative prosecution in the last two years. I am happy to pay any applicable fees for the records, but would first request an itemized estimate of the bill if it is over \$25.

For your reference, the statement I received from your office referencing those cases:

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Please include the applicable case information, including but not limited to the case number and party details, original charge(s), the alternative disposition and any applicable conditions.

If you need any other details from me to fulfill this request or have any questions, please let me know. All my contact info is below.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

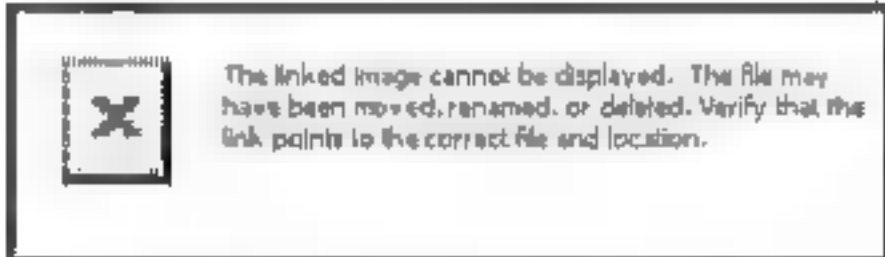
Twitter: @ailworth



From: Hickey, Megan <mhhickey@cbs.com>
Sent: Thursday, March 28, 2019 11:17 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: Re: CBS 2 Chicago - diverted or alternative prosecutions

One more question: Do you have any examples where the defendant filed a false report with police and the charges were subsequently dropped?

Thank you,
Megan



Megan Hickey
WBBM-TV CHICAGO
Reporter

CBS 2 Broadcast Center
22 W. Washington Street
Chicago, IL 60602

312-446-3866 Mobile
Twitter @MeganHickeyCBS2
www.cbschicago.com

From: Hickey, Megan
Sent: Thursday, March 28, 2019 11:15:03 AM
To: KIERA.ELLIS@cookcountyil.gov; tandra.simonton@cookcountyil.gov
Subject: CBS 2 Chicago - diverted or alternative prosecutions

Hi Kiera & Tandra,

Will your office be releasing any other examples of the 5700 diverted or alternative prosecutions today?

In the two examples sent yesterday did the defendants file motions for immediate sealing as Jussie Smollett did? Did both cases involve felony 4 charges?

Thanks,
Megan



Megan Hickey
WBBM-TV CHICAGO
Reporter

CBS 2 Broadcast Center

22 W. Washington Street
Chicago, IL 60602

312-446-3866 Mobile
Twitter @MeganHickeyCBS2
www.cbschicago.com

From: Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Sent: Thursday, March 28, 2019 11:53 AM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Unsealing Of Smollett Case

Tandra, I spoke with a clerk who says they have not been ordered to unseal the disposition. Kim Foxx specifically said she would unseal the disposition during yesterday's interview. We need to be able to rely on the words of public officials. Please advise. Thank you.

Sent from my iPhone
On Mar 28, 2019, at 10:28 AM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

[CAUTION]
This email originated outside Warner Bros.

The Cook County Clerk of the Circuit Court is responsible for releasing public court documents and records. They can be reached by email at mediarequest@cookcountycourt.com or 313-603-5690.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 9:21 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

<https://www.tmz.com/2019/03/27/kim-foxx-defends-dropping-case-against-jussie-smollett/>

good morning,

SA Kim Foxx said publicly she would unseal the resolution in the SMollett case. Can you please tell me when that will happen and send me a copy of the resolution when it is indeed unsealed?

Thank you,

Jamie

From: MATTHEW SANIIE (States Attorney)
Sent: Thursday, March 28, 2019 12:00 PM
To: KIERA ELLIS (States Attorney)
Subject: <no subject>
Attachments: 720 ILCS 5 26-1(a)(4) cases.xlsx

Row Labels	Count of case_id
Case Dismissed	3
Probation	2
(blank)	1
Finding Guilty	13
Jail	1
Prison	1
Probation	7
Supervision	2
(blank)	2
FNG	5
(blank)	5
FNPC	19
(blank)	19
Likely Pending - No Disposition Recorded	53
(blank)	53
Nolle Prosecution	44
(blank)	44
Plea Of Guilty	223
2nd Chance Probation	5
Conditional Discharge	16
Conditional Release	1
Jail	15
Prison	34
Probation	133
Supervision	13
(blank)	6
Grand Total	360

case_id	received_date	CHARGE_DISPO_DATE	SENTENCE_TYPE
2573562	5/10/2010	1/28/2011	Conditional Discharg
2575152	5/23/2010	7/12/2010	Supervision
2576347	6/1/2010	8/3/2010	Probation
2577459	6/9/2010	12/15/2010	Probation
2579506	6/23/2010	1/12/2011	Probation
2580022	6/26/2010	9/10/2010	Probation
2583454	7/22/2010	10/22/2010	
2587873	8/19/2010	11/1/2010	Jail
2587886	8/19/2010	11/1/2010	
2588565	8/24/2010	1/20/2011	Probation
2590056	9/3/2010	3/21/2011	Jail
2590378	9/7/2010	6/24/2011	Probation
2591479	9/14/2010	9/30/2010	
2591777	9/16/2010	7/14/2011	Probation
2594010	10/1/2010	2/8/2011	Probation
2594801	10/6/2010	11/3/2010	Probation
2595871	10/14/2010	10/21/2010	Conditional Discharg
2598879	11/4/2010	1/11/2011	Prison
2598879	11/4/2010	3/17/2011	Probation
2599072	11/6/2010	1/14/2011	Probation
2601641	11/26/2010	2/8/2011	
2603092	12/7/2010	12/21/2010	Conditional Discharg
2603744	12/13/2010	1/24/2012	Probation
2604458	12/18/2010	1/5/2011	
2604462	12/18/2010	12/19/2011	
2607093	1/11/2011	2/21/2012	Probation
2608775	1/25/2011	2/22/2011	Prison
2609460	1/29/2011	10/24/2013	Probation
2609625	1/31/2011	4/2/2012	Prison
2612805	2/28/2011	4/13/2011	Probation
2613367	3/3/2011	8/17/2011	Probation
2613367	3/3/2011	8/17/2011	Prison
2614549	3/14/2011	3/21/2011	
2615258	3/18/2011	6/21/2011	
2617388	4/3/2011	7/27/2011	Probation
2617555	4/4/2011	6/17/2011	
2618707	4/12/2011	8/25/2011	Probation
2619097	4/15/2011	3/28/2012	Jail
2619543	4/14/2011	5/2/2011	Probation

2620052	4/22/2011	6/1/2011	Probation
2620216	4/19/2011	6/17/2011	Probation
2621652	5/4/2011	10/5/2011	Probation
2624196	5/24/2011	6/1/2011	Probation
2625478	6/3/2011	4/18/2012	
2626264	6/9/2011		
2626450	6/12/2011	11/16/2012	Probation
2627049	6/16/2011	8/9/2011	Prison
2627491	6/18/2011	9/8/2011	Probation
2627949	6/23/2011	9/8/2011	Prison
2627949	6/23/2011	9/8/2011	Probation
2628308	6/26/2011	10/12/2011	Supervision
2633427	8/3/2011	2/29/2012	Prison
2634113	8/8/2011	11/30/2011	Prison
2634344	8/9/2011	9/23/2011	Probation
2637087	8/29/2011	1/14/2013	Jail
2638047	9/5/2011	7/23/2012	
2639496	9/14/2011	2/21/2012	Probation
2641561	9/30/2011	2/2/2012	Probation
2643705	10/17/2011	2/10/2012	Supervision
2644948	6/9/2011	1/5/2012	
2646364	11/5/2011	12/21/2011	Probation
2646662	11/7/2011	8/27/2012	Probation
2647931	11/17/2011	4/23/2013	
2648785	11/22/2011	3/30/2012	Probation
2648792	11/22/2011	9/26/2012	
2648814	11/23/2011	2/7/2012	Probation
2651132	6/9/2011		
2651262	12/13/2011	2/15/2012	Supervision
2653332	12/29/2011	10/24/2011	
2654631	1/9/2012	6/28/2012	Prison
2655060	1/12/2012	1/18/2012	Prison
2655256	1/13/2012	2/21/2012	
2657001	1/28/2012	5/8/2012	Prison
2657602	2/1/2012	2/21/2012	Probation
2658909	2/10/2012		
2659113	2/13/2012	1/17/2013	Probation
2659536	2/16/2012	4/2/2012	Probation
2660112	2/21/2012	5/30/2012	Probation
2660358	2/23/2012	8/10/2012	Probation

2660910	2/27/2012	8/8/2012	
2661418	3/1/2012	11/15/2013	Probation
2661784	3/5/2012	10/2/2012	Probation
2663113	3/14/2012	5/28/2013	Probation
2664609	3/24/2012	11/2/2012	Probation
2664645	3/25/2012	6/13/2012	Probation
2671659	5/16/2012	7/11/2012	Probation
2671738	5/16/2012	3/7/2013	Probation
2671741	5/16/2012	3/7/2013	Probation
2673066	5/29/2012	6/21/2012	
2674614	6/7/2012	6/27/2013	Probation
2674863	6/10/2012	9/25/2013	
2675753	6/16/2012	2/20/2013	Probation
2677129	6/26/2012	7/17/2012	Jail
2677988	7/3/2012	11/2/2012	Prison
2678512	7/8/2012	4/24/2013	
2678518	7/8/2012	12/13/2012	
2678714	7/10/2012	8/21/2012	Probation
2684650	8/18/2012	8/7/2013	
2684895	8/20/2012	10/26/2012	
2686616	9/1/2012	3/19/2013	Probation
2688567	9/14/2012	3/13/2013	
2689996	9/25/2012	10/2/2012	
2690705	10/1/2012	8/14/2013	
2691270	10/4/2012	11/19/2013	Probation
2693076	10/18/2012		
2693382	10/22/2012	4/19/2016	Supervision
2693541	10/22/2012	2/21/2013	Probation
2693859	10/24/2012	2/7/2013	Probation
2694297	10/29/2012	5/7/2013	Probation
2696635	11/14/2012		
2699349	12/5/2012	10/30/2013	
2699816	12/7/2012	1/22/2013	Prison
2700817	12/15/2012	4/22/2013	Probation
2701032	12/17/2012	2/21/2013	Probation
2703147	1/5/2013	2/19/2013	
2704128	1/12/2013	1/18/2013	
2706715	1/31/2013	11/7/2013	Probation
2707172	2/4/2013	2/26/2014	
2707844	2/8/2013	8/14/2013	Probation

2708607	2/14/2013	4/17/2014	Conditional Discharg
2708792	2/15/2013	10/16/2013	Probation
2708997	2/18/2013	2/19/2013	
2710623	2/28/2013	6/12/2013	Prison
2710744	3/2/2013	3/8/2013	
2712572	3/14/2013	10/22/2014	Probation
2713225	3/20/2013	5/7/2013	Probation
2713460	3/21/2013	5/6/2013	
2715025	4/2/2013	10/21/2013	Probation
2716642	4/13/2013	11/5/2013	Probation
2717576	4/20/2013	5/28/2013	Prison
2718237	4/25/2013	8/7/2014	Probation
2718311	4/25/2013	9/5/2013	Probation
2719537	5/4/2013		
2722619	5/27/2013	6/4/2013	
2723571	6/3/2013	8/5/2013	
2723990	6/5/2013	2/5/2014	Probation
2725271	6/14/2013	5/28/2014	Conditional Release
2727096	6/28/2013	10/7/2013	Probation
2728919	7/12/2013	11/1/2013	Jail
2728965	7/13/2013	1/9/2014	Probation
2729214	7/15/2013	9/6/2013	Probation
2731638	7/31/2013	1/14/2014	Probation
2731865	8/2/2013	9/27/2013	Probation
2732971	8/10/2013	9/19/2013	Probation
2733416	8/13/2013	9/25/2013	Jail
2737114	9/8/2013	12/17/2013	Probation
2738176	9/13/2013	6/25/2014	
2740327	10/1/2013	11/3/2014	Conditional Discharg
2740913	10/4/2013	12/17/2013	Probation
2741731	10/10/2013		
2743423	10/23/2013	6/12/2014	Conditional Discharg
2745180	11/5/2013	12/3/2013	Probation
2745386	11/7/2013	2/11/2016	Probation
2745993	11/12/2013	12/10/2013	Probation
2747354	11/21/2013	1/22/2015	Jail
2747481	11/22/2013	4/23/2014	Probation
2748325	12/2/2013	1/6/2014	Probation
2748807	12/4/2013	10/16/2014	Probation
2749005	12/5/2013	3/26/2014	Conditional Discharg

2750444	12/17/2013	12/24/2013	
2750982	12/22/2013	7/15/2014	Probation
2754058	1/21/2014	6/9/2014	
2756036	2/6/2014	1/28/2015	
2756036	2/6/2014	1/28/2015	
2756591	2/11/2014	2/11/2015	
2757617	2/20/2014	3/18/2015	
2757636	2/20/2014	3/18/2014	Supervision
2757811	2/21/2014	7/2/2014	Conditional Discharg
2757859	2/22/2014	7/1/2014	
2758753	2/28/2014	4/29/2014	Probation
2758864	3/2/2014	12/17/2014	
2759417	3/6/2014	5/12/2014	Probation
2759830	3/11/2014	8/29/2014	Prison
2766265	4/28/2014	5/22/2014	Probation
2767177	5/5/2014	10/20/2015	Prison
2768858	5/18/2014		
2772558	6/15/2014	7/8/2014	
2773356	6/20/2014	7/15/2014	Probation
2773356	6/20/2014	7/31/2014	Prison
2774369	6/28/2014	3/4/2016	Probation
2775559	7/8/2014	4/22/2015	
2775926	7/10/2014	5/11/2016	Jail
2776229	7/14/2014	12/12/2016	Conditional Discharg
2776502	7/15/2014		
2777317	7/21/2014	10/2/2014	
2778130	7/26/2014	10/1/2014	Prison
2778204	7/27/2014	9/2/2014	Probation
2778979	8/1/2014	9/18/2014	
2780067	8/10/2014	12/7/2015	Probation
2783673	8/28/2014	10/10/2014	Probation
2784169	9/10/2014	7/10/2015	Probation
2785423	9/19/2014	8/19/2015	
2785431	9/19/2014	2/26/2015	Probation
2785968	9/24/2014	8/13/2015	
2785985	9/24/2014	5/12/2015	Probation
2788110	10/10/2014		
2790081	10/28/2014	2/17/2015	Probation
2791776	11/10/2014	5/17/2016	Prison
2793169	11/22/2014	1/21/2015	Prison

2794654	12/5/2014	2/26/2015	Probation
2794773	12/8/2014	10/29/2015	Prison
2795189	12/11/2014	1/9/2015	
2795321	12/11/2014	12/17/2015	Prison
2796929	12/28/2014	3/6/2015	Probation
2799559	1/21/2015	5/27/2015	
2801484	2/5/2015	11/29/2016	2nd Chance Probatic
2802384	2/13/2015	2/20/2015	
2802842	2/18/2015		
2804156	2/27/2015	2/23/2016	Probation
2804166	2/27/2015	2/23/2016	Probation
2809264	4/9/2015	3/24/2016	Probation
2810064	4/16/2015	9/24/2015	Probation
2811845	5/1/2015	7/30/2015	Prison
2811885	5/1/2015	7/6/2015	Probation
2812688	5/9/2015	6/24/2015	Prison
2812759	5/11/2015	8/21/2015	Probation
2814157	5/21/2015	8/24/2016	Probation
2817343	6/18/2015	7/22/2015	Prison
2818041	6/24/2015	7/14/2015	
2820399	7/15/2015	5/25/2016	
2822460	7/30/2015	9/9/2015	Probation
2825014	8/20/2015	6/16/2016	
2828445	9/15/2015	6/13/2016	Prison
2829360	9/22/2015	8/10/2016	Conditional Discharg
2829992	9/25/2015	8/10/2016	
2830924	10/3/2015	1/13/2016	Jail
2831978	10/11/2015	5/3/2016	2nd Chance Probatic
2833169	10/20/2015	2/11/2016	Supervision
2833520	10/23/2015	3/24/2016	Probation
2834538	10/31/2015		
2834627	11/1/2015	3/4/2016	Probation
2835251	11/5/2015	9/15/2016	Probation
2835685	11/10/2015	9/28/2017	Conditional Discharge
2835765	11/10/2015	2/22/2017	
2836198	11/14/2015	3/9/2016	Probation
2836433	11/16/2015	1/18/2017	
2836790	11/19/2015	12/23/2016	Jail
2836920	11/19/2015		
2838229	12/4/2015	4/4/2016	Probation

2838413	12/5/2015	7/19/2016	Probation
2839556	12/16/2015	10/12/2016	
2840835	12/30/2015	11/1/2016	
2840909	12/31/2015	10/19/2016	Probation
2841101	1/3/2016	11/30/2016	Jail
2841216	1/4/2016	11/23/2016	Probation
2842865	1/21/2016	8/25/2016	Probation
2843662	1/29/2016	8/4/2017	Probation
2844065	2/3/2016	2/22/2016	Conditional Discharg
2844519	2/6/2016	7/25/2016	Probation
2844519	2/6/2016	11/9/2016	Probation
2844519	2/6/2016	3/25/2016	Prison
2844856	2/9/2016	2/22/2016	Conditional Discharg
2845609	2/17/2016	10/12/2016	Probation
2846193	2/22/2016	2/9/2017	Probation
2848162	3/10/2016	4/12/2016	Probation
2848203	3/10/2016	5/22/2018	Probation
2851492	4/8/2016	9/26/2016	Prison
2851960	4/13/2016	6/22/2016	Supervision
2854304	5/4/2016	10/21/2016	Probation
2855064	5/12/2016	4/6/2017	Prison
2857489	6/2/2016		
2858081	6/7/2016		
2858706	6/13/2016	5/22/2018	Probation
2860509	6/29/2016	9/20/2016	2nd Chance Probatic
2860756	7/1/2016	12/21/2016	Supervision
2860820	2/17/2016	11/2/2017	Prison
2861247	6/21/2016	9/8/2016	Probation
2863467	7/26/2016	6/7/2017	
2864212	8/2/2016	7/5/2017	
2864649	8/7/2016	10/24/2016	Probation
2866941	8/29/2016	7/25/2017	
2867922	9/7/2016	1/3/2017	Supervision
2868195	9/9/2016	11/30/2016	Supervision
2869234	9/21/2016	2/7/2017	Probation
2870562	10/4/2016	7/5/2017	
2871372	10/12/2016	1/4/2017	Probation
2872104	10/19/2016	5/18/2017	
2872309	10/21/2016	3/14/2017	Conditional Discharg
2872792	10/26/2016	3/8/2017	Supervision

2872835	10/27/2016	3/2/2017	Jail
2873070	10/29/2016		
2873810	11/7/2016	4/18/2017	Probation
2873919	11/8/2016	2/11/2019	Probation
2874191	11/12/2016	2/10/2017	Supervision
2874216	11/12/2016	11/18/2016	
2876603	12/6/2016	5/3/2018	Probation
2879199	1/4/2017		
2880094	1/12/2017		
2880868	1/19/2017		
2881024	1/21/2017	5/17/2017	Probation
2881393	1/24/2017	7/7/2017	Probation
2886770	1/4/2017	5/10/2017	Prison
2890319	4/17/2017	5/16/2017	
2890574	4/19/2017	6/7/2017	
2895477	6/1/2017		
2896633	6/12/2017	3/7/2018	
2898010	6/24/2017	10/25/2017	Conditional Discharg
2898077	6/26/2017		
2898546	6/29/2017	9/25/2017	Probation
2900349	7/17/2017	2/21/2018	Probation
2901005	7/23/2017	10/27/2017	
2901016	7/24/2017		
2903221	8/11/2017	6/22/2018	Probation
2904039	8/19/2017	5/23/2018	
2910500	10/18/2017	11/14/2017	Probation
2912376	11/6/2017	11/27/2017	Probation
2913576	11/17/2017	8/22/2018	
2913965	11/21/2017		
2914285	11/26/2017	1/22/2018	Jail
2914471	11/28/2017	5/21/2018	Jail
2914724	11/30/2017		
2915599	12/7/2017	6/7/2018	Prison
2915685	12/8/2017	11/1/2018	2nd Chance Probatic
2915685	12/8/2017	1/24/2019	Probation
2916311	12/14/2017		
2916945	12/20/2017	6/15/2018	Probation
2918067	1/4/2018	9/12/2018	Probation
2918277	1/5/2018	12/5/2018	Prison
2919858	8/26/2017	7/18/2018	Probation

2922169	2/13/2018	2/20/2018	
2924261	3/3/2018	11/29/2018	Prison
2924503	1/3/2018		
2924829	3/8/2018		
2926959	3/28/2018		
2928351	4/10/2018		
2928355	4/10/2018		
2928357	4/10/2018		
2928604	4/12/2018		
2929345	4/19/2018		
2932628	5/18/2018	7/30/2018	Probation
2933222	5/24/2018	5/31/2018	Supervision
2934524	6/6/2018		
2934973	6/8/2018	6/15/2018	
2935005	6/9/2018		
2938684	7/12/2018	1/10/2019	Probation
2939058	7/14/2018	9/24/2018	Jail
2942462	8/13/2018		
2942508	8/13/2018	9/24/2018	Supervision
2942677	8/14/2018	2/26/2019	2nd Chance Probatic
2946047	9/11/2018		
2946923	9/18/2018	9/21/2018	
2948037	9/27/2018	10/26/2018	Conditional Discharg
2953086	11/13/2018		
2953339	11/15/2018	3/6/2019	Probation
2953880	11/21/2018		
2953964	11/23/2018		
2953964	11/23/2018		
2954419	11/28/2018		
2954962	12/3/2018		
2957249	12/21/2018		
2957305	12/23/2018		
2959740	1/15/2019		
2960040	1/17/2019		
2962168	11/21/2018		
2962475	2/11/2019		
2963485	2/20/2019		
2964740	3/4/2019		
2965346	3/9/2019		
2965887	3/13/2019		

2967621	3/27/2019		
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COMMITMENT_TYPE	Court_Case_Number	SAO_Case_Number
Conditional Discharge	10CR-9772	SA-2010-18637
	10C6-60756	SA-2010-20065
Probation	10CR-10955	SA-2010-21138
Probation	10CR-11342	SA-2010-22181
Probation	10CR-12285	SA-2010-23993
Intensive Probation Services	10cr-12394	SA-2010-24414
	10C5-50495	SA-2010-27520
Cook County Department of Corrections	10C5-50559	SA-2010-31552
	10C5-50560	SA-2010-31563
Probation	10C5-50663	SA-2010-32195
Cook County Department of Corrections	10CR-21225	SA-2010-33571
Mental Health Probation	10C2-20562	SA-2010-33878
	10-1129950	SA-2010-34877
Probation	10CR-17826	SA-2010-35156
Probation	10C3-30722	SA-2010-37148
Probation	10CR-18637	SA-2010-37896
Conditional Discharge	10-4007858	SA-2010-38894
Illinois Department of Corrections	10CR-21388	SA-2010-41612
Probation	10CR-21388	SA-2010-41612
Probation	10CR-20429	SA-2010-41770
	10-1136860	SA-2010-44121
Conditional Discharge		SA-2010-45405
Probation	11CR-52	SA-2010-45972
	11C3-30007	SA-2010-46583
	11C6-60215	SA-2010-46587
Probation	11CR-3350	SA-2011-01242
Illinois Department of Corrections	11CR-2313	SA-2011-02716
Probation	11CR-5848	SA-2011-03345
Illinois Department of Corrections	11CR-2429	SA-2011-03501
Probation	11C4-40217	SA-2011-06435
Probation	11C2-20140	SA-2011-06962
Illinois Department of Corrections	11C2-20140	SA-2011-06962
	11-1113244	SA-2011-08041
	11C5-50184	SA-2011-08687
Probation	11CR-6549	SA-2011-10571
	11C5-50286	SA-2011-10726
Probation	11C5-50236	SA-2011-11752
Cook County Department of Corrections	11cr-7210	SA-2011-12100
Probation	11C4-40414	SA-2011-12524

Probation	11C4-40572	SA-2011-12990
Probation	11CR-6811	SA-2011-13153
Probation	11C4-40482	SA-2011-14447
Probation	11C2-20207	SA-2011-16730
	11MC6-6005794	SA-2011-17937
	11CR-12413	SA-2011-18669
Probation	11C6-60864	SA-2011-18845
Illinois Department of Corrections	11C3-30429	SA-2011-19404
Probation	11CR-11491	SA-2011-19812
Illinois Department of Corrections	11CR-11490	SA-2011-20245
	11CR-11490	SA-2011-20245
Court Supervision	11C4-40768	SA-2011-20555
Illinois Department of Corrections	11CR-13841	SA-2011-25272
Illinois Department of Corrections	11CR-13381	SA-2011-25905
Illinois Department of Corrections	11CR-13473	SA-2011-26102
Cook County Department of Corrections	11CR-16310	SA-2011-28608
	11C5-50557	SA-2011-29517
Probation	11C3-30763	SA-2011-30895
Probation	11c3-30707	SA-2011-32789
Court Supervision	11C2-20469	SA-2011-34786
	11CR-18252	SA-2011-35918
Probation	11C5-50700	SA-2011-37262
Probation	11CR-19787	SA-2011-37529
	11CR-20119	SA-2011-38667
Probation	12C4-40052	SA-2011-39448
	1-1134137	SA-2011-39455
Probation	11C5-50746	SA-2011-39477
	11CR-21047	SA-2011-41663
Court Supervision		SA-2011-41781
	11MC3-005428	SA-2011-43638
Illinois Department of Corrections	12C4-40067	SA-2012-01023
Illinois Department of Corrections	12C4-40070	SA-2012-01428
	12C2-20079	SA-2012-01606
Illinois Department of Corrections	12CR-4020	SA-2012-03240
Probation	12C4-40182	SA-2012-03820
	12CR-17301	SA-2012-05045
Probation	12C5-50184	SA-2012-05247
Probation	12C5-50194	SA-2012-05654
Probation	12CR-4635	SA-2012-06207
Probation	12CR-4843	SA-2012-06442

	12CR-5006	SA-2012-06968
Probation	12CR-5421	SA-2012-07449
Probation	12C5-50205	SA-2012-07802
Conditional Discharge	12C6-60413	SA-2012-09076
Probation	12C6-60551	SA-2012-10417
Probation	12CR-7320	SA-2012-10453
Probation	12C4-40528	SA-2012-16869
Mental Health Probation	12C6-60649	SA-2012-16929
Probation	12C6-60650	SA-2012-16932
		SA-2012-18143
Probation	12CR-14174	SA-2012-19518
	12-1117480	SA-2012-19764
Probation	12C4-40699	SA-2012-20617
Cook County Department of Correcti	12C3-30427	SA-2012-21923
Illinois Department of Corrections	12CR-12893	SA-2012-22740
	12-1123437	SA-2012-23242
	12C6-60867	SA-2012-23248
Probation	12CR-13296	SA-2012-23442
	12MC3-008715	SA-2012-28625
	12C5-50549	SA-2012-28860
Probation	12C4-41008	SA-2012-30474
	12CR-18010	SA-2012-32289
	12-1127789	SA-2012-33629
	12MC3-003841	SA-2012-34267
Probation	12C6-61379	SA-2012-34785
		SA-2012-36467
Court Supervision	12CR-20342	SA-2012-36745
Probation	12C4-41156	SA-2012-36896
Probation	12CR-20524	SA-2012-37189
Probation	12C4-41169	SA-2012-37606
		SA-2012-39757
	12MC3-004764	SA-2012-42303
Illinois Department of Corrections	13CR-281	SA-2012-42712
Probation	13CR-390	SA-2012-43638
Probation	13C3-30122	SA-2012-43849
	13-1100448	SA-2013-00544
	13-1101212	SA-2013-01465
Probation	13C2-20111	SA-2013-03794
	13MC6-001614	SA-2013-04234
Probation	13C5-50149	SA-2013-04855

Conditional Discharge	13C5-50219	SA-2013-05575
Probation	13CR-4126	SA-2013-05750
		SA-2013-05952
Illinois Department of Corrections	13CR-5399	SA-2013-07468
	13-1108672	SA-2013-07586
Probation	13CR-7361	SA-2013-09297
Probation	13C3-30208	SA-2013-09942
		SA-2013-10172
Probation	13CR-7559	SA-2013-11616
Probation	13CR-8806	SA-2013-13077
Illinois Department of Corrections	13CR-9258	SA-2013-13871
Probation	13CR-9145	SA-2013-14444
Mental Health Probation	13CR-9124	SA-2013-14505
		SA-2013-15667
	13-4002585	SA-2013-18473
	13C2-20462	SA-2013-19391
Probation	13C3-30551	SA-2013-19757
Conditional Discharge	13CR-13378	SA-2013-20905
Probation	13C5-50528	SA-2013-22621
Cook County Department of Correcti	13CR-14141	SA-2013-24331
Probation	13C3-30862	SA-2013-24376
Probation	13CR-14173	SA-2013-24608
Probation	13C5-50608	SA-2013-26856
Probation	13CR-15574	SA-2013-27082
Probation	13CR-16538	SA-2013-28069
Cook County Department of Correcti	13C5-50661	SA-2013-28503
Probation	13CR-18137	SA-2013-31993
	13-1128720	SA-2013-32919
Conditional Discharge	13CR-20751	SA-2013-34957
Probation	13C5-50791	SA-2013-35484
	13CR-21425	SA-2013-36222
Conditional Discharge	13c2-20666	SA-2013-37811
Probation	13C3-31022	SA-2013-39390
Probation	14CR-209	SA-2013-39584
Probation	13CR-22422	SA-2013-40151
Cook County Department of Correcti	14CR-4749	SA-2013-41426
Probation	14C2-20044	SA-2013-41553
Probation	13CR-23484	SA-2013-42368
Probation	14CR-111	SA-2013-42762
Conditional Discharge		SA-2013-42925

	13-1137078	SA-2013-44242
Probation	14C6-60101	SA-2013-44743
	14CR-2445	SA-2014-01923
	14MC3-000421	SA-2014-03708
	14MC3-000421	SA-2014-03708
	14MC3-000483	SA-2014-04233
	14MC1-106910	SA-2014-05162
Court Supervision		SA-2014-05181
Conditional Discharge	14-4000502	SA-2014-05325
	14C6-60350	SA-2014-05373
Probation	14CR-4637	SA-2014-06184
	14-1107695	SA-2014-06293
Probation	14CR-4872	SA-2014-06778
Illinois Department of Corrections	14CR-6332	SA-2014-07161
Probation	14CR-8262	SA-2014-13018
Illinois Department of Corrections	14CR-9527	SA-2014-13889
	14CR-16437	SA-2014-15409
		SA-2014-18766
Probation	14CR-11527	SA-2014-19455
Illinois Department of Corrections	14CR-11527	SA-2014-19455
Probation	14C5-50479	SA-2014-20358
	14MC1-120698	SA-2014-21474
Cook County Department of Corrections	14CR-16655	SA-2014-21810
Conditional Discharge	14CR-15543	SA-2014-22098
	14-4003658	SA-2014-22317
		SA-2014-23091
Illinois Department of Corrections	14CR-13716	SA-2014-23792
Probation	14CR-14881	SA-2014-23866
		SA-2014-24572
Probation	14CR-14885	SA-2014-25573
Probation	14C3-30711	SA-2014-28851
Probation	14CR-16894	SA-2014-29320
	14MC2-000269	SA-2014-30457
710/410 Probation	14CR-17713	SA-2014-30465
	14C6-60994	SA-2014-30953
Probation	14CR-19039	SA-2014-30969
		SA-2014-32892
Probation	14CR-20645	SA-2014-34739
Illinois Department of Corrections	16CR-3211	SA-2014-36319
Illinois Department of Corrections	14CR-21151	SA-2014-37586

Probation	15CR-260	SA-2014-38942
Illinois Department of Corrections	15CR-293	SA-2014-39060
		SA-2014-39423
Illinois Department of Corrections	15C5-50060	SA-2014-39513
Probation	15CR-736	SA-2014-40976
	15CR-2008	SA-2015-01978
Probation	15C2-20082	SA-2015-03664
	15-1105549	SA-2015-04488
		SA-2015-04897
Probation	15CR-5434	SA-2015-06116
Probation	15CR-5435	SA-2015-06125
Probation	15CR-6576	SA-2015-10727
Probation	15CR-6990	SA-2015-11461
Illinois Department of Corrections	15CR-7821	SA-2015-13067
Probation	15CR-7803	SA-2015-13107
Illinois Department of Corrections	15CR-8147	SA-2015-13843
Probation	15C5-50384	SA-2015-13914
Probation	15C6-60425	SA-2015-15184
Illinois Department of Corrections	15CR-10916	SA-2015-18108
	15-1116334	SA-2015-18712
		SA-2015-20926
Probation	15CR-13478	SA-2015-22801
	15C6-60718	SA-2015-25108
Illinois Department of Corrections	15CR-15587	SA-2015-28071
Conditional Discharge	15C5-50750	SA-2015-28941
	15-2002763	SA-2015-29516
Cook County Department of Corrections	15CR-19530	SA-2015-30380
2nd Chance Probation	15C6-60900	SA-2015-31317
Court Supervision	15CR-18714	SA-2015-32428
Probation	15CR-18679	SA-2015-32732
	15DV-10030	SA-2015-33632
Intensive Drug Probation Services	15CR-18668	SA-2015-33721
Probation	15CR-20224	SA-2015-34267
	16C6-60053	SA-2015-34672
	15CR-20173	SA-2015-34747
Probation	16CR-265	SA-2015-35173
		SA-2015-35370
Cook County Department of Corrections	15CR-20039	SA-2015-35685
		SA-2015-35805
Probation	15C5-50917	SA-2015-37030

Probation	15CR-20554	SA-2015-37208
	15-1129968	SA-2015-38164
	15-1130637	SA-2015-39358
Probation	16CR-898	SA-2015-39422
Cook County Department of Corrections	16C6-60323	SA-2016-00125
Probation	16C5-50073	SA-2016-00213
Probation	16CR-2773	SA-2016-01665
Probation	16CR-2286	SA-2016-02397
Conditional Discharge	16-4000790	SA-2016-02768
Probation	16CR-3395	SA-2016-03145
Probation	16CR-3395	SA-2016-03145
Illinois Department of Corrections	16CR-3395	SA-2016-03145
Conditional Discharge	16-4000878	SA-2016-03442
Probation	16CR-3167	SA-2016-04103
Probation	16CR-3977	SA-2016-04656
Probation	16CR-4960	SA-2016-06452
Probation	16CR-5174	SA-2016-06475
Illinois Department of Corrections	16c6-60361	SA-2016-09381
Court Supervision	16C5-50290	SA-2016-09800
Probation	16CR-8900	SA-2016-11922
Illinois Department of Corrections	16C6-60540	SA-2016-12633
		SA-2016-14829
		SA-2016-15379
Probation	16CR-10544	SA-2016-15953
Probation	16CR-10516	SA-2016-17509
Court Supervision	16CR-12255	SA-2016-17727
Illinois Department of Corrections	16CR-11651	SA-2016-17783
Probation	16CR-11335	SA-2016-18184
		SA-2016-20108
		SA-2016-20788
Probation	16CR-12801	SA-2016-21157
	16C5-50673	SA-2016-23227
Court Supervision	16C5-50906	SA-2016-24128
Court Supervision	16C5-50710	SA-2016-24380
Probation	16C2-20467	SA-2016-25309
	16-5004833	SA-2016-26509
Probation	16C5-50768	SA-2016-27240
		SA-2016-27903
Conditional Discharge	16C2-20468	SA-2016-28083
	17-6006450	SA-2016-28475

Cook County Department of Corrections	16CR-17915	SA-2016-28518
		SA-2016-28745
Probation	16CR-17688	SA-2016-29433
Probation	16C5-50838	SA-2016-29532
Court Supervision	16C5-50863	SA-2016-29785
	16-1122994	SA-2016-29810
Probation	17CR-2676	SA-2016-32064
		SA-2017-00186
	17CR-2328	SA-2017-00926
	17C6-60071	SA-2017-01610
Probation	17CR-2467	SA-2017-01756
Probation	17CR-7961	SA-2017-02069
Illinois Department of Corrections	17CR-5480	SA-2017-06933
	17-1109678	SA-2017-10138
		SA-2017-10372
		SA-2017-14779
	17CR-10254	SA-2017-15855
Conditional Discharge	17CR-10027	SA-2017-17112
		SA-2017-17178
Probation	17CR-10851	SA-2017-17583
Domestic Violence Probation	17CR-11430	SA-2017-19250
	17-4003390	SA-2017-19821
	18C4-40020	SA-2017-19832
Probation	17CR-14578	SA-2017-21761
	17-5001430	SA-2017-22489
Probation	17CR-15698	SA-2017-28297
Probation	17CR-16482	SA-2017-30002
		SA-2017-31091
		SA-2017-31426
Cook County Department of Corrections	17CR-17821	SA-2017-31736
Cook County Department of Corrections	18CR-1839	SA-2017-31918
		SA-2017-32150
Illinois Department of Corrections	18CR-619	SA-2017-32970
Probation	18CR-941	SA-2017-33050
Probation	18CR-941	SA-2017-33050
		SA-2017-33598
Probation	18CR-1509	SA-2017-34188
Probation	18CR-1889	SA-2018-00244
Illinois Department of Corrections	18C5-50116	SA-2018-00420
Probation	18CR-2748	SA-2018-01854

	18-1102620	SA-2018-03992
Illinois Department of Corrections	18CR-5993	SA-2018-05916
		SA-2018-06139
	18CR-3946	SA-2018-06422
		SA-2018-08357
	18C5-50275	SA-2018-09618
	18CR-5553	SA-2018-09621
	18CR-5532	SA-2018-09623
	18CR-6010	SA-2018-09850
		SA-2018-10494
Probation	18CR-7881	SA-2018-13522
Court Supervision	18-1111218	SA-2018-14064
	18CR-9309	SA-2018-15311
	18-1112405	SA-2018-15715
	18CR-9095	SA-2018-15747
Probation	18CR-11064	SA-2018-19122
Cook County Department of Corrections	18C5-50512	SA-2018-19468
		SA-2018-22584
Court Supervision	18-4003554	SA-2018-22623
Probation	18CR-13221	SA-2018-22777
	18CR-13887	SA-2018-25904
	18CR-14646	SA-2018-26712
Conditional Discharge		SA-2018-27765
	18CR-17611	SA-2018-32374
Probation	18CR-16650	SA-2018-32608
	19CR-2261	SA-2018-33120
	18CR-17473	SA-2018-33200
	18CR-17473	SA-2018-33200
	19C2-20013	SA-2018-33629
	18CR-17297	SA-2018-34143
		SA-2018-36225
	18-5002956	SA-2018-36280
		SA-2019-01569
	19CR-2727	SA-2019-01848
	19CR-2260	SA-2019-03784
		SA-2019-04071
	19CR-3104	SA-2019-04994
	19C6-60168	SA-2019-06158
	19CR-3644	SA-2019-06705
		SA-2019-07210

	SA-2019-08783
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CHARGE_DISPO_NAME	guilty_defendant	top_charge_modified_with_dispo	guilty_charges
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(12)	1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1		2
Plea Of Guilty	1		1
Plea Of Guilty	1		2
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Finding Guilty	1		1
Plea Of Guilty	1		1

Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Finding Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Finding Guilty	1		1
FNG	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1

Nolle Prosecution	0		0
Finding Guilty	1		1
Plea Of Guilty	1		1
Finding Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
FNG	0		0
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		2
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
FNPC	0		0
FNPC	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1

Plea Of Guilty	1	720-5-26-1.1(a)	1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1		1
FNPC	0		0
Finding Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
FNPC	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-21-2(a)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-12-5(a)	1

FNPC	0		0
Plea Of Guilty	1		1
Case Dismissed	0		0
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Finding Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Finding Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNG	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1

Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNG	0		0
Plea Of Guilty	1	720-5-16-1(a)(1)(B)	1
FNPC	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Finding Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Plea Of Guilty	1	720-5-21-1(a)(1)	1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNG	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1

Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Finding Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Case Dismissed	0		0
Finding Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Likely Pending - No Disposition Recorded			
Case Dismissed	0		0
Plea Of Guilty	1		1
Finding Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1

Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNPC	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Likely Pending - No Disposition Recorded			
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
FNPC	0		0
Likely Pending - No Disposition Recorded			
Finding Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Nolle Prosecution	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1

FNPC	0		0
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
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Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Likely Pending - No Disposition Recorded			
FNPC	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-31-1(a)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
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Likely Pending - No Disposition Recorded		
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From: MATTHEW SANIIE (States Attorney)
Sent: Thursday, March 28, 2019 12:00 PM
To: KIERA ELLIS (States Attorney); TYLER EDWARDS (States Attorney)
Subject: Cases and Counts for 26-1(a)(4)
Attachments: 720 ILCS 5 26-1(a)(4) cases.xlsx

Row Labels	Count of case_id
Case Dismissed	3
Probation	2
(blank)	1
Finding Guilty	13
Jail	1
Prison	1
Probation	7
Supervision	2
(blank)	2
FNG	5
(blank)	5
FNPC	19
(blank)	19
Likely Pending - No Disposition Recorded	53
(blank)	53
Nolle Prosecution	44
(blank)	44
Plea Of Guilty	223
2nd Chance Probation	5
Conditional Discharge	16
Conditional Release	1
Jail	15
Prison	34
Probation	133
Supervision	13
(blank)	6
Grand Total	360

case_id	received_date	CHARGE_DISPO_DATE	SENTENCE_TYPE
2573562	5/10/2010	1/28/2011	Conditional Discharg
2575152	5/23/2010	7/12/2010	Supervision
2576347	6/1/2010	8/3/2010	Probation
2577459	6/9/2010	12/15/2010	Probation
2579506	6/23/2010	1/12/2011	Probation
2580022	6/26/2010	9/10/2010	Probation
2583454	7/22/2010	10/22/2010	
2587873	8/19/2010	11/1/2010	Jail
2587886	8/19/2010	11/1/2010	
2588565	8/24/2010	1/20/2011	Probation
2590056	9/3/2010	3/21/2011	Jail
2590378	9/7/2010	6/24/2011	Probation
2591479	9/14/2010	9/30/2010	
2591777	9/16/2010	7/14/2011	Probation
2594010	10/1/2010	2/8/2011	Probation
2594801	10/6/2010	11/3/2010	Probation
2595871	10/14/2010	10/21/2010	Conditional Discharg
2598879	11/4/2010	1/11/2011	Prison
2598879	11/4/2010	3/17/2011	Probation
2599072	11/6/2010	1/14/2011	Probation
2601641	11/26/2010	2/8/2011	
2603092	12/7/2010	12/21/2010	Conditional Discharg
2603744	12/13/2010	1/24/2012	Probation
2604458	12/18/2010	1/5/2011	
2604462	12/18/2010	12/19/2011	
2607093	1/11/2011	2/21/2012	Probation
2608775	1/25/2011	2/22/2011	Prison
2609460	1/29/2011	10/24/2013	Probation
2609625	1/31/2011	4/2/2012	Prison
2612805	2/28/2011	4/13/2011	Probation
2613367	3/3/2011	8/17/2011	Probation
2613367	3/3/2011	8/17/2011	Prison
2614549	3/14/2011	3/21/2011	
2615258	3/18/2011	6/21/2011	
2617388	4/3/2011	7/27/2011	Probation
2617555	4/4/2011	6/17/2011	
2618707	4/12/2011	8/25/2011	Probation
2619097	4/15/2011	3/28/2012	Jail
2619543	4/14/2011	5/2/2011	Probation

2620052	4/22/2011	6/1/2011	Probation
2620216	4/19/2011	6/17/2011	Probation
2621652	5/4/2011	10/5/2011	Probation
2624196	5/24/2011	6/1/2011	Probation
2625478	6/3/2011	4/18/2012	
2626264	6/9/2011		
2626450	6/12/2011	11/16/2012	Probation
2627049	6/16/2011	8/9/2011	Prison
2627491	6/18/2011	9/8/2011	Probation
2627949	6/23/2011	9/8/2011	Prison
2627949	6/23/2011	9/8/2011	Probation
2628308	6/26/2011	10/12/2011	Supervision
2633427	8/3/2011	2/29/2012	Prison
2634113	8/8/2011	11/30/2011	Prison
2634344	8/9/2011	9/23/2011	Probation
2637087	8/29/2011	1/14/2013	Jail
2638047	9/5/2011	7/23/2012	
2639496	9/14/2011	2/21/2012	Probation
2641561	9/30/2011	2/2/2012	Probation
2643705	10/17/2011	2/10/2012	Supervision
2644948	6/9/2011	1/5/2012	
2646364	11/5/2011	12/21/2011	Probation
2646662	11/7/2011	8/27/2012	Probation
2647931	11/17/2011	4/23/2013	
2648785	11/22/2011	3/30/2012	Probation
2648792	11/22/2011	9/26/2012	
2648814	11/23/2011	2/7/2012	Probation
2651132	6/9/2011		
2651262	12/13/2011	2/15/2012	Supervision
2653332	12/29/2011	10/24/2011	
2654631	1/9/2012	6/28/2012	Prison
2655060	1/12/2012	1/18/2012	Prison
2655256	1/13/2012	2/21/2012	
2657001	1/28/2012	5/8/2012	Prison
2657602	2/1/2012	2/21/2012	Probation
2658909	2/10/2012		
2659113	2/13/2012	1/17/2013	Probation
2659536	2/16/2012	4/2/2012	Probation
2660112	2/21/2012	5/30/2012	Probation
2660358	2/23/2012	8/10/2012	Probation

2660910	2/27/2012	8/8/2012	
2661418	3/1/2012	11/15/2013	Probation
2661784	3/5/2012	10/2/2012	Probation
2663113	3/14/2012	5/28/2013	Probation
2664609	3/24/2012	11/2/2012	Probation
2664645	3/25/2012	6/13/2012	Probation
2671659	5/16/2012	7/11/2012	Probation
2671738	5/16/2012	3/7/2013	Probation
2671741	5/16/2012	3/7/2013	Probation
2673066	5/29/2012	6/21/2012	
2674614	6/7/2012	6/27/2013	Probation
2674863	6/10/2012	9/25/2013	
2675753	6/16/2012	2/20/2013	Probation
2677129	6/26/2012	7/17/2012	Jail
2677988	7/3/2012	11/2/2012	Prison
2678512	7/8/2012	4/24/2013	
2678518	7/8/2012	12/13/2012	
2678714	7/10/2012	8/21/2012	Probation
2684650	8/18/2012	8/7/2013	
2684895	8/20/2012	10/26/2012	
2686616	9/1/2012	3/19/2013	Probation
2688567	9/14/2012	3/13/2013	
2689996	9/25/2012	10/2/2012	
2690705	10/1/2012	8/14/2013	
2691270	10/4/2012	11/19/2013	Probation
2693076	10/18/2012		
2693382	10/22/2012	4/19/2016	Supervision
2693541	10/22/2012	2/21/2013	Probation
2693859	10/24/2012	2/7/2013	Probation
2694297	10/29/2012	5/7/2013	Probation
2696635	11/14/2012		
2699349	12/5/2012	10/30/2013	
2699816	12/7/2012	1/22/2013	Prison
2700817	12/15/2012	4/22/2013	Probation
2701032	12/17/2012	2/21/2013	Probation
2703147	1/5/2013	2/19/2013	
2704128	1/12/2013	1/18/2013	
2706715	1/31/2013	11/7/2013	Probation
2707172	2/4/2013	2/26/2014	
2707844	2/8/2013	8/14/2013	Probation

2708607	2/14/2013	4/17/2014	Conditional Discharg
2708792	2/15/2013	10/16/2013	Probation
2708997	2/18/2013	2/19/2013	
2710623	2/28/2013	6/12/2013	Prison
2710744	3/2/2013	3/8/2013	
2712572	3/14/2013	10/22/2014	Probation
2713225	3/20/2013	5/7/2013	Probation
2713460	3/21/2013	5/6/2013	
2715025	4/2/2013	10/21/2013	Probation
2716642	4/13/2013	11/5/2013	Probation
2717576	4/20/2013	5/28/2013	Prison
2718237	4/25/2013	8/7/2014	Probation
2718311	4/25/2013	9/5/2013	Probation
2719537	5/4/2013		
2722619	5/27/2013	6/4/2013	
2723571	6/3/2013	8/5/2013	
2723990	6/5/2013	2/5/2014	Probation
2725271	6/14/2013	5/28/2014	Conditional Release
2727096	6/28/2013	10/7/2013	Probation
2728919	7/12/2013	11/1/2013	Jail
2728965	7/13/2013	1/9/2014	Probation
2729214	7/15/2013	9/6/2013	Probation
2731638	7/31/2013	1/14/2014	Probation
2731865	8/2/2013	9/27/2013	Probation
2732971	8/10/2013	9/19/2013	Probation
2733416	8/13/2013	9/25/2013	Jail
2737114	9/8/2013	12/17/2013	Probation
2738176	9/13/2013	6/25/2014	
2740327	10/1/2013	11/3/2014	Conditional Discharg
2740913	10/4/2013	12/17/2013	Probation
2741731	10/10/2013		
2743423	10/23/2013	6/12/2014	Conditional Discharg
2745180	11/5/2013	12/3/2013	Probation
2745386	11/7/2013	2/11/2016	Probation
2745993	11/12/2013	12/10/2013	Probation
2747354	11/21/2013	1/22/2015	Jail
2747481	11/22/2013	4/23/2014	Probation
2748325	12/2/2013	1/6/2014	Probation
2748807	12/4/2013	10/16/2014	Probation
2749005	12/5/2013	3/26/2014	Conditional Discharg

2750444	12/17/2013	12/24/2013	
2750982	12/22/2013	7/15/2014	Probation
2754058	1/21/2014	6/9/2014	
2756036	2/6/2014	1/28/2015	
2756036	2/6/2014	1/28/2015	
2756591	2/11/2014	2/11/2015	
2757617	2/20/2014	3/18/2015	
2757636	2/20/2014	3/18/2014	Supervision
2757811	2/21/2014	7/2/2014	Conditional Discharg
2757859	2/22/2014	7/1/2014	
2758753	2/28/2014	4/29/2014	Probation
2758864	3/2/2014	12/17/2014	
2759417	3/6/2014	5/12/2014	Probation
2759830	3/11/2014	8/29/2014	Prison
2766265	4/28/2014	5/22/2014	Probation
2767177	5/5/2014	10/20/2015	Prison
2768858	5/18/2014		
2772558	6/15/2014	7/8/2014	
2773356	6/20/2014	7/15/2014	Probation
2773356	6/20/2014	7/31/2014	Prison
2774369	6/28/2014	3/4/2016	Probation
2775559	7/8/2014	4/22/2015	
2775926	7/10/2014	5/11/2016	Jail
2776229	7/14/2014	12/12/2016	Conditional Discharg
2776502	7/15/2014		
2777317	7/21/2014	10/2/2014	
2778130	7/26/2014	10/1/2014	Prison
2778204	7/27/2014	9/2/2014	Probation
2778979	8/1/2014	9/18/2014	
2780067	8/10/2014	12/7/2015	Probation
2783673	8/28/2014	10/10/2014	Probation
2784169	9/10/2014	7/10/2015	Probation
2785423	9/19/2014	8/19/2015	
2785431	9/19/2014	2/26/2015	Probation
2785968	9/24/2014	8/13/2015	
2785985	9/24/2014	5/12/2015	Probation
2788110	10/10/2014		
2790081	10/28/2014	2/17/2015	Probation
2791776	11/10/2014	5/17/2016	Prison
2793169	11/22/2014	1/21/2015	Prison

2794654	12/5/2014	2/26/2015	Probation
2794773	12/8/2014	10/29/2015	Prison
2795189	12/11/2014	1/9/2015	
2795321	12/11/2014	12/17/2015	Prison
2796929	12/28/2014	3/6/2015	Probation
2799559	1/21/2015	5/27/2015	
2801484	2/5/2015	11/29/2016	2nd Chance Probatic
2802384	2/13/2015	2/20/2015	
2802842	2/18/2015		
2804156	2/27/2015	2/23/2016	Probation
2804166	2/27/2015	2/23/2016	Probation
2809264	4/9/2015	3/24/2016	Probation
2810064	4/16/2015	9/24/2015	Probation
2811845	5/1/2015	7/30/2015	Prison
2811885	5/1/2015	7/6/2015	Probation
2812688	5/9/2015	6/24/2015	Prison
2812759	5/11/2015	8/21/2015	Probation
2814157	5/21/2015	8/24/2016	Probation
2817343	6/18/2015	7/22/2015	Prison
2818041	6/24/2015	7/14/2015	
2820399	7/15/2015	5/25/2016	
2822460	7/30/2015	9/9/2015	Probation
2825014	8/20/2015	6/16/2016	
2828445	9/15/2015	6/13/2016	Prison
2829360	9/22/2015	8/10/2016	Conditional Discharg
2829992	9/25/2015	8/10/2016	
2830924	10/3/2015	1/13/2016	Jail
2831978	10/11/2015	5/3/2016	2nd Chance Probatic
2833169	10/20/2015	2/11/2016	Supervision
2833520	10/23/2015	3/24/2016	Probation
2834538	10/31/2015		
2834627	11/1/2015	3/4/2016	Probation
2835251	11/5/2015	9/15/2016	Probation
2835685	11/10/2015	9/28/2017	Conditional Discharge
2835765	11/10/2015	2/22/2017	
2836198	11/14/2015	3/9/2016	Probation
2836433	11/16/2015	1/18/2017	
2836790	11/19/2015	12/23/2016	Jail
2836920	11/19/2015		
2838229	12/4/2015	4/4/2016	Probation

2838413	12/5/2015	7/19/2016	Probation
2839556	12/16/2015	10/12/2016	
2840835	12/30/2015	11/1/2016	
2840909	12/31/2015	10/19/2016	Probation
2841101	1/3/2016	11/30/2016	Jail
2841216	1/4/2016	11/23/2016	Probation
2842865	1/21/2016	8/25/2016	Probation
2843662	1/29/2016	8/4/2017	Probation
2844065	2/3/2016	2/22/2016	Conditional Discharg
2844519	2/6/2016	7/25/2016	Probation
2844519	2/6/2016	11/9/2016	Probation
2844519	2/6/2016	3/25/2016	Prison
2844856	2/9/2016	2/22/2016	Conditional Discharg
2845609	2/17/2016	10/12/2016	Probation
2846193	2/22/2016	2/9/2017	Probation
2848162	3/10/2016	4/12/2016	Probation
2848203	3/10/2016	5/22/2018	Probation
2851492	4/8/2016	9/26/2016	Prison
2851960	4/13/2016	6/22/2016	Supervision
2854304	5/4/2016	10/21/2016	Probation
2855064	5/12/2016	4/6/2017	Prison
2857489	6/2/2016		
2858081	6/7/2016		
2858706	6/13/2016	5/22/2018	Probation
2860509	6/29/2016	9/20/2016	2nd Chance Probatic
2860756	7/1/2016	12/21/2016	Supervision
2860820	2/17/2016	11/2/2017	Prison
2861247	6/21/2016	9/8/2016	Probation
2863467	7/26/2016	6/7/2017	
2864212	8/2/2016	7/5/2017	
2864649	8/7/2016	10/24/2016	Probation
2866941	8/29/2016	7/25/2017	
2867922	9/7/2016	1/3/2017	Supervision
2868195	9/9/2016	11/30/2016	Supervision
2869234	9/21/2016	2/7/2017	Probation
2870562	10/4/2016	7/5/2017	
2871372	10/12/2016	1/4/2017	Probation
2872104	10/19/2016	5/18/2017	
2872309	10/21/2016	3/14/2017	Conditional Discharg
2872792	10/26/2016	3/8/2017	Supervision

2872835	10/27/2016	3/2/2017	Jail
2873070	10/29/2016		
2873810	11/7/2016	4/18/2017	Probation
2873919	11/8/2016	2/11/2019	Probation
2874191	11/12/2016	2/10/2017	Supervision
2874216	11/12/2016	11/18/2016	
2876603	12/6/2016	5/3/2018	Probation
2879199	1/4/2017		
2880094	1/12/2017		
2880868	1/19/2017		
2881024	1/21/2017	5/17/2017	Probation
2881393	1/24/2017	7/7/2017	Probation
2886770	1/4/2017	5/10/2017	Prison
2890319	4/17/2017	5/16/2017	
2890574	4/19/2017	6/7/2017	
2895477	6/1/2017		
2896633	6/12/2017	3/7/2018	
2898010	6/24/2017	10/25/2017	Conditional Discharg
2898077	6/26/2017		
2898546	6/29/2017	9/25/2017	Probation
2900349	7/17/2017	2/21/2018	Probation
2901005	7/23/2017	10/27/2017	
2901016	7/24/2017		
2903221	8/11/2017	6/22/2018	Probation
2904039	8/19/2017	5/23/2018	
2910500	10/18/2017	11/14/2017	Probation
2912376	11/6/2017	11/27/2017	Probation
2913576	11/17/2017	8/22/2018	
2913965	11/21/2017		
2914285	11/26/2017	1/22/2018	Jail
2914471	11/28/2017	5/21/2018	Jail
2914724	11/30/2017		
2915599	12/7/2017	6/7/2018	Prison
2915685	12/8/2017	11/1/2018	2nd Chance Probatic
2915685	12/8/2017	1/24/2019	Probation
2916311	12/14/2017		
2916945	12/20/2017	6/15/2018	Probation
2918067	1/4/2018	9/12/2018	Probation
2918277	1/5/2018	12/5/2018	Prison
2919858	8/26/2017	7/18/2018	Probation

2922169	2/13/2018	2/20/2018	
2924261	3/3/2018	11/29/2018	Prison
2924503	1/3/2018		
2924829	3/8/2018		
2926959	3/28/2018		
2928351	4/10/2018		
2928355	4/10/2018		
2928357	4/10/2018		
2928604	4/12/2018		
2929345	4/19/2018		
2932628	5/18/2018	7/30/2018	Probation
2933222	5/24/2018	5/31/2018	Supervision
2934524	6/6/2018		
2934973	6/8/2018	6/15/2018	
2935005	6/9/2018		
2938684	7/12/2018	1/10/2019	Probation
2939058	7/14/2018	9/24/2018	Jail
2942462	8/13/2018		
2942508	8/13/2018	9/24/2018	Supervision
2942677	8/14/2018	2/26/2019	2nd Chance Probatic
2946047	9/11/2018		
2946923	9/18/2018	9/21/2018	
2948037	9/27/2018	10/26/2018	Conditional Discharg
2953086	11/13/2018		
2953339	11/15/2018	3/6/2019	Probation
2953880	11/21/2018		
2953964	11/23/2018		
2953964	11/23/2018		
2954419	11/28/2018		
2954962	12/3/2018		
2957249	12/21/2018		
2957305	12/23/2018		
2959740	1/15/2019		
2960040	1/17/2019		
2962168	11/21/2018		
2962475	2/11/2019		
2963485	2/20/2019		
2964740	3/4/2019		
2965346	3/9/2019		
2965887	3/13/2019		

2967621	3/27/2019		
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COMMITMENT_TYPE	Court_Case_Number	SAO_Case_Number
Conditional Discharge	10CR-9772	SA-2010-18637
	10C6-60756	SA-2010-20065
Probation	10CR-10955	SA-2010-21138
Probation	10CR-11342	SA-2010-22181
Probation	10CR-12285	SA-2010-23993
Intensive Probation Services	10cr-12394	SA-2010-24414
	10C5-50495	SA-2010-27520
Cook County Department of Corrections	10C5-50559	SA-2010-31552
	10C5-50560	SA-2010-31563
Probation	10C5-50663	SA-2010-32195
Cook County Department of Corrections	10CR-21225	SA-2010-33571
Mental Health Probation	10C2-20562	SA-2010-33878
	10-1129950	SA-2010-34877
Probation	10CR-17826	SA-2010-35156
Probation	10C3-30722	SA-2010-37148
Probation	10CR-18637	SA-2010-37896
Conditional Discharge	10-4007858	SA-2010-38894
Illinois Department of Corrections	10CR-21388	SA-2010-41612
Probation	10CR-21388	SA-2010-41612
Probation	10CR-20429	SA-2010-41770
	10-1136860	SA-2010-44121
Conditional Discharge		SA-2010-45405
Probation	11CR-52	SA-2010-45972
	11C3-30007	SA-2010-46583
	11C6-60215	SA-2010-46587
Probation	11CR-3350	SA-2011-01242
Illinois Department of Corrections	11CR-2313	SA-2011-02716
Probation	11CR-5848	SA-2011-03345
Illinois Department of Corrections	11CR-2429	SA-2011-03501
Probation	11C4-40217	SA-2011-06435
Probation	11C2-20140	SA-2011-06962
Illinois Department of Corrections	11C2-20140	SA-2011-06962
	11-1113244	SA-2011-08041
	11C5-50184	SA-2011-08687
Probation	11CR-6549	SA-2011-10571
	11C5-50286	SA-2011-10726
Probation	11C5-50236	SA-2011-11752
Cook County Department of Corrections	11cr-7210	SA-2011-12100
Probation	11C4-40414	SA-2011-12524

Probation	11C4-40572	SA-2011-12990
Probation	11CR-6811	SA-2011-13153
Probation	11C4-40482	SA-2011-14447
Probation	11C2-20207	SA-2011-16730
	11MC6-6005794	SA-2011-17937
	11CR-12413	SA-2011-18669
Probation	11C6-60864	SA-2011-18845
Illinois Department of Corrections	11C3-30429	SA-2011-19404
Probation	11CR-11491	SA-2011-19812
Illinois Department of Corrections	11CR-11490	SA-2011-20245
	11CR-11490	SA-2011-20245
Court Supervision	11C4-40768	SA-2011-20555
Illinois Department of Corrections	11CR-13841	SA-2011-25272
Illinois Department of Corrections	11CR-13381	SA-2011-25905
Illinois Department of Corrections	11CR-13473	SA-2011-26102
Cook County Department of Corrections	11CR-16310	SA-2011-28608
	11C5-50557	SA-2011-29517
Probation	11C3-30763	SA-2011-30895
Probation	11c3-30707	SA-2011-32789
Court Supervision	11C2-20469	SA-2011-34786
	11CR-18252	SA-2011-35918
Probation	11C5-50700	SA-2011-37262
Probation	11CR-19787	SA-2011-37529
	11CR-20119	SA-2011-38667
Probation	12C4-40052	SA-2011-39448
	1-1134137	SA-2011-39455
Probation	11C5-50746	SA-2011-39477
	11CR-21047	SA-2011-41663
Court Supervision		SA-2011-41781
	11MC3-005428	SA-2011-43638
Illinois Department of Corrections	12C4-40067	SA-2012-01023
Illinois Department of Corrections	12C4-40070	SA-2012-01428
	12C2-20079	SA-2012-01606
Illinois Department of Corrections	12CR-4020	SA-2012-03240
Probation	12C4-40182	SA-2012-03820
	12CR-17301	SA-2012-05045
Probation	12C5-50184	SA-2012-05247
Probation	12C5-50194	SA-2012-05654
Probation	12CR-4635	SA-2012-06207
Probation	12CR-4843	SA-2012-06442

	12CR-5006	SA-2012-06968
Probation	12CR-5421	SA-2012-07449
Probation	12C5-50205	SA-2012-07802
Conditional Discharge	12C6-60413	SA-2012-09076
Probation	12C6-60551	SA-2012-10417
Probation	12CR-7320	SA-2012-10453
Probation	12C4-40528	SA-2012-16869
Mental Health Probation	12C6-60649	SA-2012-16929
Probation	12C6-60650	SA-2012-16932
		SA-2012-18143
Probation	12CR-14174	SA-2012-19518
	12-1117480	SA-2012-19764
Probation	12C4-40699	SA-2012-20617
Cook County Department of Correcti	12C3-30427	SA-2012-21923
Illinois Department of Corrections	12CR-12893	SA-2012-22740
	12-1123437	SA-2012-23242
	12C6-60867	SA-2012-23248
Probation	12CR-13296	SA-2012-23442
	12MC3-008715	SA-2012-28625
	12C5-50549	SA-2012-28860
Probation	12C4-41008	SA-2012-30474
	12CR-18010	SA-2012-32289
	12-1127789	SA-2012-33629
	12MC3-003841	SA-2012-34267
Probation	12C6-61379	SA-2012-34785
		SA-2012-36467
Court Supervision	12CR-20342	SA-2012-36745
Probation	12C4-41156	SA-2012-36896
Probation	12CR-20524	SA-2012-37189
Probation	12C4-41169	SA-2012-37606
		SA-2012-39757
	12MC3-004764	SA-2012-42303
Illinois Department of Corrections	13CR-281	SA-2012-42712
Probation	13CR-390	SA-2012-43638
Probation	13C3-30122	SA-2012-43849
	13-1100448	SA-2013-00544
	13-1101212	SA-2013-01465
Probation	13C2-20111	SA-2013-03794
	13MC6-001614	SA-2013-04234
Probation	13C5-50149	SA-2013-04855

Conditional Discharge	13C5-50219	SA-2013-05575
Probation	13CR-4126	SA-2013-05750
		SA-2013-05952
Illinois Department of Corrections	13CR-5399	SA-2013-07468
	13-1108672	SA-2013-07586
Probation	13CR-7361	SA-2013-09297
Probation	13C3-30208	SA-2013-09942
		SA-2013-10172
Probation	13CR-7559	SA-2013-11616
Probation	13CR-8806	SA-2013-13077
Illinois Department of Corrections	13CR-9258	SA-2013-13871
Probation	13CR-9145	SA-2013-14444
Mental Health Probation	13CR-9124	SA-2013-14505
		SA-2013-15667
	13-4002585	SA-2013-18473
	13C2-20462	SA-2013-19391
Probation	13C3-30551	SA-2013-19757
Conditional Discharge	13CR-13378	SA-2013-20905
Probation	13C5-50528	SA-2013-22621
Cook County Department of Corrections	13CR-14141	SA-2013-24331
Probation	13C3-30862	SA-2013-24376
Probation	13CR-14173	SA-2013-24608
Probation	13C5-50608	SA-2013-26856
Probation	13CR-15574	SA-2013-27082
Probation	13CR-16538	SA-2013-28069
Cook County Department of Corrections	13C5-50661	SA-2013-28503
Probation	13CR-18137	SA-2013-31993
	13-1128720	SA-2013-32919
Conditional Discharge	13CR-20751	SA-2013-34957
Probation	13C5-50791	SA-2013-35484
	13CR-21425	SA-2013-36222
Conditional Discharge	13c2-20666	SA-2013-37811
Probation	13C3-31022	SA-2013-39390
Probation	14CR-209	SA-2013-39584
Probation	13CR-22422	SA-2013-40151
Cook County Department of Corrections	14CR-4749	SA-2013-41426
Probation	14C2-20044	SA-2013-41553
Probation	13CR-23484	SA-2013-42368
Probation	14CR-111	SA-2013-42762
Conditional Discharge		SA-2013-42925

	13-1137078	SA-2013-44242
Probation	14C6-60101	SA-2013-44743
	14CR-2445	SA-2014-01923
	14MC3-000421	SA-2014-03708
	14MC3-000421	SA-2014-03708
	14MC3-000483	SA-2014-04233
	14MC1-106910	SA-2014-05162
Court Supervision		SA-2014-05181
Conditional Discharge	14-4000502	SA-2014-05325
	14C6-60350	SA-2014-05373
Probation	14CR-4637	SA-2014-06184
	14-1107695	SA-2014-06293
Probation	14CR-4872	SA-2014-06778
Illinois Department of Corrections	14CR-6332	SA-2014-07161
Probation	14CR-8262	SA-2014-13018
Illinois Department of Corrections	14CR-9527	SA-2014-13889
	14CR-16437	SA-2014-15409
		SA-2014-18766
Probation	14CR-11527	SA-2014-19455
Illinois Department of Corrections	14CR-11527	SA-2014-19455
Probation	14C5-50479	SA-2014-20358
	14MC1-120698	SA-2014-21474
Cook County Department of Corrections	14CR-16655	SA-2014-21810
Conditional Discharge	14CR-15543	SA-2014-22098
	14-4003658	SA-2014-22317
		SA-2014-23091
Illinois Department of Corrections	14CR-13716	SA-2014-23792
Probation	14CR-14881	SA-2014-23866
		SA-2014-24572
Probation	14CR-14885	SA-2014-25573
Probation	14C3-30711	SA-2014-28851
Probation	14CR-16894	SA-2014-29320
	14MC2-000269	SA-2014-30457
710/410 Probation	14CR-17713	SA-2014-30465
	14C6-60994	SA-2014-30953
Probation	14CR-19039	SA-2014-30969
		SA-2014-32892
Probation	14CR-20645	SA-2014-34739
Illinois Department of Corrections	16CR-3211	SA-2014-36319
Illinois Department of Corrections	14CR-21151	SA-2014-37586

Probation	15CR-260	SA-2014-38942
Illinois Department of Corrections	15CR-293	SA-2014-39060
		SA-2014-39423
Illinois Department of Corrections	15C5-50060	SA-2014-39513
Probation	15CR-736	SA-2014-40976
	15CR-2008	SA-2015-01978
Probation	15C2-20082	SA-2015-03664
	15-1105549	SA-2015-04488
		SA-2015-04897
Probation	15CR-5434	SA-2015-06116
Probation	15CR-5435	SA-2015-06125
Probation	15CR-6576	SA-2015-10727
Probation	15CR-6990	SA-2015-11461
Illinois Department of Corrections	15CR-7821	SA-2015-13067
Probation	15CR-7803	SA-2015-13107
Illinois Department of Corrections	15CR-8147	SA-2015-13843
Probation	15C5-50384	SA-2015-13914
Probation	15C6-60425	SA-2015-15184
Illinois Department of Corrections	15CR-10916	SA-2015-18108
	15-1116334	SA-2015-18712
		SA-2015-20926
Probation	15CR-13478	SA-2015-22801
	15C6-60718	SA-2015-25108
Illinois Department of Corrections	15CR-15587	SA-2015-28071
Conditional Discharge	15C5-50750	SA-2015-28941
	15-2002763	SA-2015-29516
Cook County Department of Corrections	15CR-19530	SA-2015-30380
2nd Chance Probation	15C6-60900	SA-2015-31317
Court Supervision	15CR-18714	SA-2015-32428
Probation	15CR-18679	SA-2015-32732
	15DV-10030	SA-2015-33632
Intensive Drug Probation Services	15CR-18668	SA-2015-33721
Probation	15CR-20224	SA-2015-34267
	16C6-60053	SA-2015-34672
	15CR-20173	SA-2015-34747
Probation	16CR-265	SA-2015-35173
		SA-2015-35370
Cook County Department of Corrections	15CR-20039	SA-2015-35685
		SA-2015-35805
Probation	15C5-50917	SA-2015-37030

Probation	15CR-20554	SA-2015-37208
	15-1129968	SA-2015-38164
	15-1130637	SA-2015-39358
Probation	16CR-898	SA-2015-39422
Cook County Department of Corrections	16C6-60323	SA-2016-00125
Probation	16C5-50073	SA-2016-00213
Probation	16CR-2773	SA-2016-01665
Probation	16CR-2286	SA-2016-02397
Conditional Discharge	16-4000790	SA-2016-02768
Probation	16CR-3395	SA-2016-03145
Probation	16CR-3395	SA-2016-03145
Illinois Department of Corrections	16CR-3395	SA-2016-03145
Conditional Discharge	16-4000878	SA-2016-03442
Probation	16CR-3167	SA-2016-04103
Probation	16CR-3977	SA-2016-04656
Probation	16CR-4960	SA-2016-06452
Probation	16CR-5174	SA-2016-06475
Illinois Department of Corrections	16c6-60361	SA-2016-09381
Court Supervision	16C5-50290	SA-2016-09800
Probation	16CR-8900	SA-2016-11922
Illinois Department of Corrections	16C6-60540	SA-2016-12633
		SA-2016-14829
		SA-2016-15379
Probation	16CR-10544	SA-2016-15953
Probation	16CR-10516	SA-2016-17509
Court Supervision	16CR-12255	SA-2016-17727
Illinois Department of Corrections	16CR-11651	SA-2016-17783
Probation	16CR-11335	SA-2016-18184
		SA-2016-20108
		SA-2016-20788
Probation	16CR-12801	SA-2016-21157
	16C5-50673	SA-2016-23227
Court Supervision	16C5-50906	SA-2016-24128
Court Supervision	16C5-50710	SA-2016-24380
Probation	16C2-20467	SA-2016-25309
	16-5004833	SA-2016-26509
Probation	16C5-50768	SA-2016-27240
		SA-2016-27903
Conditional Discharge	16C2-20468	SA-2016-28083
	17-6006450	SA-2016-28475

Cook County Department of Corrections	16CR-17915	SA-2016-28518
		SA-2016-28745
Probation	16CR-17688	SA-2016-29433
Probation	16C5-50838	SA-2016-29532
Court Supervision	16C5-50863	SA-2016-29785
	16-1122994	SA-2016-29810
Probation	17CR-2676	SA-2016-32064
		SA-2017-00186
	17CR-2328	SA-2017-00926
	17C6-60071	SA-2017-01610
Probation	17CR-2467	SA-2017-01756
Probation	17CR-7961	SA-2017-02069
Illinois Department of Corrections	17CR-5480	SA-2017-06933
	17-1109678	SA-2017-10138
		SA-2017-10372
		SA-2017-14779
	17CR-10254	SA-2017-15855
Conditional Discharge	17CR-10027	SA-2017-17112
		SA-2017-17178
Probation	17CR-10851	SA-2017-17583
Domestic Violence Probation	17CR-11430	SA-2017-19250
	17-4003390	SA-2017-19821
	18C4-40020	SA-2017-19832
Probation	17CR-14578	SA-2017-21761
	17-5001430	SA-2017-22489
Probation	17CR-15698	SA-2017-28297
Probation	17CR-16482	SA-2017-30002
		SA-2017-31091
		SA-2017-31426
Cook County Department of Corrections	17CR-17821	SA-2017-31736
Cook County Department of Corrections	18CR-1839	SA-2017-31918
		SA-2017-32150
Illinois Department of Corrections	18CR-619	SA-2017-32970
Probation	18CR-941	SA-2017-33050
Probation	18CR-941	SA-2017-33050
		SA-2017-33598
Probation	18CR-1509	SA-2017-34188
Probation	18CR-1889	SA-2018-00244
Illinois Department of Corrections	18C5-50116	SA-2018-00420
Probation	18CR-2748	SA-2018-01854

	18-1102620	SA-2018-03992
Illinois Department of Corrections	18CR-5993	SA-2018-05916
		SA-2018-06139
	18CR-3946	SA-2018-06422
		SA-2018-08357
	18C5-50275	SA-2018-09618
	18CR-5553	SA-2018-09621
	18CR-5532	SA-2018-09623
	18CR-6010	SA-2018-09850
		SA-2018-10494
Probation	18CR-7881	SA-2018-13522
Court Supervision	18-1111218	SA-2018-14064
	18CR-9309	SA-2018-15311
	18-1112405	SA-2018-15715
	18CR-9095	SA-2018-15747
Probation	18CR-11064	SA-2018-19122
Cook County Department of Corrections	18C5-50512	SA-2018-19468
		SA-2018-22584
Court Supervision	18-4003554	SA-2018-22623
Probation	18CR-13221	SA-2018-22777
	18CR-13887	SA-2018-25904
	18CR-14646	SA-2018-26712
Conditional Discharge		SA-2018-27765
	18CR-17611	SA-2018-32374
Probation	18CR-16650	SA-2018-32608
	19CR-2261	SA-2018-33120
	18CR-17473	SA-2018-33200
	18CR-17473	SA-2018-33200
	19C2-20013	SA-2018-33629
	18CR-17297	SA-2018-34143
		SA-2018-36225
	18-5002956	SA-2018-36280
		SA-2019-01569
	19CR-2727	SA-2019-01848
	19CR-2260	SA-2019-03784
		SA-2019-04071
	19CR-3104	SA-2019-04994
	19C6-60168	SA-2019-06158
	19CR-3644	SA-2019-06705
		SA-2019-07210

	SA-2019-08783
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CHARGE_DISPO_NAME	guilty_defendant	top_charge_modified_with_dispo	guilty_charges
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(12)	1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1		2
Plea Of Guilty	1		1
Plea Of Guilty	1		2
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Finding Guilty	1		1
Plea Of Guilty	1		1

Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Finding Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Finding Guilty	1		1
FNG	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1

Nolle Prosecution	0		0
Finding Guilty	1		1
Plea Of Guilty	1		1
Finding Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
FNG	0		0
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		2
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
FNPC	0		0
FNPC	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1

Plea Of Guilty	1	720-5-26-1.1(a)	1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1		1
FNPC	0		0
Finding Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
FNPC	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-21-2(a)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-12-5(a)	1

FNPC	0		0
Plea Of Guilty	1		1
Case Dismissed	0		0
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Finding Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Finding Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNG	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1

Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNG	0		0
Plea Of Guilty	1	720-5-16-1(a)(1)(B)	1
FNPC	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Finding Guilty	1		1
Plea Of Guilty	1		1
FNPC	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Plea Of Guilty	1	720-5-21-1(a)(1)	1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNG	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1

Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(11)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Finding Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Case Dismissed	0		0
Finding Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Likely Pending - No Disposition Recorded			
Case Dismissed	0		0
Plea Of Guilty	1		1
Finding Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-8-4(26-1(a)(4))	1

Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
FNPC	0		0
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Likely Pending - No Disposition Recorded			
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Nolle Prosecution	0		0
FNPC	0		0
Likely Pending - No Disposition Recorded			
Finding Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Nolle Prosecution	0		0
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Nolle Prosecution	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
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Likely Pending - No Disposition Recorded			
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FNPC	0		0
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Plea Of Guilty	1	720-5-26-1(a)(5)	1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Likely Pending - No Disposition Recorded			
FNPC	0		0
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1		1
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(1)	1
Plea Of Guilty	1		1
Likely Pending - No Disposition Recorded			
Nolle Prosecution	0		0
Plea Of Guilty	1	720-5-31-1(a)	1
Likely Pending - No Disposition Recorded			
Plea Of Guilty	1	720-5-26-1(a)(5)	1
Likely Pending - No Disposition Recorded			
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[illegible]

From: Damberg, Chelsea (NBCUniversal) <Chelsea.Damberg@nbcuni.com>
Sent: Thursday, March 28, 2019 12:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: NBC News - Reporting follow-up

Hi Tandra – just dropped you a text, but wanted to follow-up with an email on a few questions we have as we continue to report on Jussie Smollett.

1. The Chicago Tribune classifies Kimberly Foxx did not formally recuse herself. Would we be able to confirm or have the same statement sent to them?
After questions arose this week whether she had followed state law, Foxx’s office appeared to back off whether she ever officially recused herself in the first place.

While the term “recusal “ was used when it was announced she was stepping away from the Smollett case, a Foxx spokeswoman said, “it was a colloquial use of the term rather than in its legal sense.”

“The state’s attorney did not formally recuse herself or the office based on any actual conflict of interest,” Tandra Simonton said in a statement. “As a result, she did not have to seek the appointment of a special prosecutor under (state law).”

2. Would your office provide a list of names and examples of cases that got similar deferred prosecution deals, above and beyond the 5700 in two years number from our interview with Magats?
<http://www.cwbchicago.com/2019/03/kim-foxx-says-smolletts-sweetheart-deal.html>

Thank you!
Chelsea

Chelsea Damberg
NBC News | W: 212-664-3366 | C: 917-244-5869 | Chelsea.Damberg@nbcuni.com

From: KIERA ELLIS (States Attorney)
Sent: Thursday, March 28, 2019 12:23 PM
To: Paul, Deanna
Subject: Re: Follow up

How can I help?

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Thursday, March 28, 2019 7:35:28 AM
To: KIERA ELLIS (States Attorney)
Subject: RE: Follow up

Have a quick question if you're free for a moment this morning. Thanks.

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 9:54 AM
To: Paul, Deanna <Deanna.Paul@washpost.com>
Subject: RE: Follow up

I don't have a preference. Office is fine.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:54 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: Follow up

Thank you! Should I attribute you by name or a office spokesperson?

From: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Sent: Wednesday, March 27, 2019 9:48 AM
To: Paul, Deanna <Deanna.Paul@washpost.com>
Subject: RE: Follow up

[EXTERNAL EMAIL]

We have an open discovery policy. We turn it over as the case goes on as opposed to tendering it all right before trial.



Kiera S. Ellis
Director of External Affairs
Cook County State's Attorney's Office
69 W. Washington, Suite 3200
Chicago, IL 60602
312.603.5896
Kiera.Ellis@cookcountyil.gov

From: Paul, Deanna <Deanna.Paul@washpost.com>
Sent: Wednesday, March 27, 2019 8:32 AM
To: KIERA ELLIS (States Attorney) <KIERA.ELLIS@cookcountyil.gov>
Subject: RE: Follow up

An additional question – I know Mr. Smollett's attorney recently received discovery. Does your office have an open file discovery policy (i.e. where it's turned over as the case moves forward, as opposed to the eve of trial)?

From: Paul, Deanna
Sent: Wednesday, March 27, 2019 9:26 AM
To: 'Kiera.ellis@cookcountyil.gov' <Kiera.ellis@cookcountyil.gov>
Subject: Follow up

Dear Ms. Ellis,

Thank you so much for taking my call. This is my contact information, whenever you have a moment to send the statute and statement.

Deanna Paul
The Washington Post
General Assignments News
202.334.7372 | 305.815.4500
[@thedeannapaul](https://twitter.com/thedeannapaul)

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 12:24 PM
To: JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: correction re: court file

Please review and revise statement we need to send for clarification. Thanks.

Clarification:



Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 12:29 PM
To: sao media (States Attorney); KIERA ELLIS (States Attorney)
Subject: WSJ -- unsealing the records?

Hi --

Yet another thing I need an answer on: CNN has repeatedly said the filing of the order to seal the Smollett case was a clerical error, according to the SAO and/or Kim Foxx, and that the SAO and/or Kim Foxx is asking for the records to be unsealed.

What has the SAO and/or Kim Foxx said on this topic? Thanks!

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: Grimm, Andrew <agrimm@suntimes.com>
Sent: Thursday, March 28, 2019 12:51 PM
To: SAO FOIA (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: Sun-Times FOIA: Smollett case

I would like to add to this request:

5) Emails, memoranda or letters, text messages regarding the Smollett prosecution, specifically related to videotape evidence and victim cooperation, exchanged between staff of the Cook County State's Attorney, and Michael Avenatti, including responsive communications made using public employees' personal devices and accounts. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

On Tue, Mar 26, 2019 at 5:02 PM Grimm, Andrew <agrimm@suntimes.com> wrote:

Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of the following public records:

1) Emails, memoranda or letters, text messages exchanged between lawyers for Jussie Smollett and staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

2) Any records related to the State's prosecution of Smollett, including drafts of plea agreements, pre-trial diversion agreements.

3) Emails, memoranda or letters, text messages exchanged between lawyers for Abimbola and Olabinjo Osundairo and staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of records for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

4) Emails, memoranda or letters, text messages regarding the Smollett prosecution exchanged between staff of the Cook County State's Attorney, including emails and texts sent to personal accounts or phone numbers of State's Attorney's employees or elected officials. If the SAO determines that this request results in an overly burdensome number of messages for the office to review, I request a log of messages including the date, time, subject line (where applicable), sender and recipient.

I look forward to hearing from you in writing within five working days, as required by the Act 5 ILCS 140(3). Thank you for considering and responding to this request. and please do not hesitate to contact me if there is further information I can provide to revise my request to speed the release of this information.

--

Andy Grimm

Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
@agrimm34
30 N Racine Ave., Suite 300, Chicago, IL 60607

--

Andy Grimm
Sun-Times Reporter
Cell: (312) 835-3230
agrimm@suntimes.com
@agrimm34
30 N Racine Ave., Suite 300, Chicago, IL 60607

From: Matthew Atarashii [REDACTED]
Sent: Thursday, March 28, 2019 12:52 PM
To: StatesAttorney; kimfoxx@cookcountyil.gov; kfoxx@cookcountyil.gov; APRIL PERRY (States Attorney); aperry@cookcountyil.gov; kim.foxx@cookcountyil.gov; JOSEPH MAGATS (States Attorney); jmagats@cookcountyil.gov
Cc: mcrepeau@chicagotribune.com; jmeisner@chicagotribune.com
Subject: Hugs & kisses from Kim Foxx et al. to Donald Trump et al.

In addition to being corrupt, you're stupid. No thank you for either.

You have handed Donald Trump a gift, and divided his opponents.

The division is appropriate in light of your corruption. Your ethics mirror those of the Trump White House.

From: Matthew Atarashii
Sent: Wednesday, March 27, 2019 11:12 PM
To: statesattorney@cookcountyil.gov; kimfoxx@cookcountyil.gov; kfoxx@cookcountyil.gov; april.perry@cookcountyil.gov; aperry@cookcountyil.gov; kim.foxx@cookcountyil.gov; joseph.magats@cookcountyil.gov; jmagats@cookcountyil.gov
Cc: mcrepeau@chicagotribune.com; jmeisner@chicagotribune.com
Subject: Count me out for supporting Democrats, your absent ethics, and your b.s. transparency

Hi,

It's maddening to witness your perversion and corruption of justice in the Jussie Smollett case. Kim Foxx and your entire organization have exemplified our nation's two-tiered justice system in which officials such as yourselves could give a damn less about people without money and without connections.

I was going to get more involved with Democratic support for 2020, but you all have demonstrated yet again that Democrats' ethical standards simply match Donald Trump's. There's no reason for me to bother.

I'm out. Go screw yourselves, and achieve your goals of screwing middle class & impoverished people along the way. And keep your goddamn "accidental" secrets.

And oh yes, don't forget to lie!

Sincerely, Matthew Martin

From: Finn, Matt <Matt.Finn@FOXNEWS.COM>
Sent: Thursday, March 28, 2019 1:03 PM
To: keria.ellis@cookcountyil.gov; joseph.magats@cookcountyil.org
Cc: TANDRA SIMONTON (States Attorney); kim.foxx@cookcountyil.org; King, Denis
Subject: Fox News -- Working with corporate attorney to decide how to get in touch with you.

Tandra,

Matt Finn with national Fox News Channel.

You have ignored dozens of my calls and e-mails for days.

We have missed critical updates from your office. Including both statements on Tuesday—which were critical to accurate and fair reporting in the Smollett case.

And apparently another update today that Kim Foxx did not formally recuse herself from the Smollett investigation. And Tandra is being quoted in articles and e-mails—so she's responding to someone.

Your office has released updates to other news outlets. And yesterday Kim Foxx gave numerous interviews.

It is unacceptable and unethical that you are ignoring my very basic request to be added to media updates and releases from your office.

My corporate attorney and I are discussing a way to get in touch with you.

Please call me.

Matt Finn
312 508 2409

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

From: Tressel, Christine M. (WLS-TV) <Christine.M.Tressel@abc.com>
Sent: Thursday, March 28, 2019 1:15 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: ABC7 5,700 "alternative prosecutions" break down

Follow Up Flag: Flag for follow up
Flag Status: Completed

Thanks Tandra
We would appreciate that.

Is it possible for your office to provide just one example of multiple felonies being dismissed while being accompanied by the States Attorney's proclamation the person is never the less guilty but charges are being dropped without an admission of guilt or apology.

We also need a statement from the State's Attorney regarding the Illinois' Offender Initiative Program Statute.

It spells out that full restitution must be met for the victim (City of Chicago) and it says 12 months of community must also be met.

As reported in the Smollett deal – it appears neither has been met.

Thanks,
Christine

Christine Tressel
Producer
WLS-TV
312-750-7058
Christine.M.Tressel@abc.com

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 11:42 AM
To: Tressel, Christine M. (WLS-TV) <Christine.M.Tressel@abc.com>
Subject: Re: ABC7 5,700 "alternative prosecutions" break down

Hi Christine,

Thanks for reaching out. Yes - things are a little busy this way! You could search our open data portal for the case dismissals for 2017, 2018 and view the reason for the dismissal - which will indicate if it was some form of alternative prosecution. In the meantime, I will check with our data officer to see if its possible to provide a breakdown. Thanks.

Tandra R. Simonton

Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tressel, Christine M. (WLS-TV) <Christine.M.Tressel@abc.com>
Sent: Thursday, March 28, 2019 11:22 AM
To: TANDRA SIMONTON (States Attorney)
Subject: ABC7 5,700 "alternative prosecutions" break down

Hi Tandra,

Hoping you are holding up. We realize you are crazy busy. Guessing we are not the first news outlet asking:

Can we get a break down of the "alternative prosecutions" Foxx referred to in her interview – the "alternative prosecutions" offered to some 5,700 offenders charged with low-level, non-violent crimes during the last two years.

Thanks Much,

Christine

Christine Tressel
Producer
WLS-TV
312-750-7058
Christine.M.Tressel@abc.com

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 1:28 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: A few outstanding questions re Smollett

Follow Up Flag: Flag for follow up
Flag Status: Completed

Hi all - a few things I'm still looking for answers on -

- Will the case file be unsealed? Your office has indicated it was sealed by mistake, and that it would be remedied. Will there be any movement on that soon?

- What were the exact terms of the agreement reached with Jussie Smollett's attorneys? How many hours of community service did he have to do?

- When was that agreement reached?

Thanks -

Megan

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 28, 2019 2:06 PM
To: Schram, Jamie (*IC)
Subject: Re: Unsealing Of Smollett Case

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 11:53 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

Tandra, I spoke with a clerk who says they have not been ordered to unseal the disposition. Kim Foxx specifically said she would unseal the disposition during yesterday's interview. We need to be able to rely on the words of public officials. Please advise. Thank you.

Sent from my iPhone

On Mar 28, 2019, at 10:28 AM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

[CAUTION]

This email originated outside Warner Bros.

The Cook County Clerk of the Circuit Court is responsible for releasing public court documents and records. They can be reached by email at mediarequest@cookcountycourt.com or 313-603-5690.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 9:21 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

<https://www.tmg.com/2019/03/27/kim-foxx-defends-dropping-case-against-jussie-smollett/>

good morning,

SA Kim Foxx said publicly she would unseal the resolution in the SMollett case.

Can you please tell me when that will happen and send me a copy of the resolution when it is indeed unsealed?

Thank you,

Jamie

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 2:17 PM
To: leah.a.hope@abc.com
Subject: Update

Hi Leah,

Wanted to provide this to you. Thanks.

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

From: Hinton, Rachel <rhinton@suntimes.com>
Sent: Thursday, March 28, 2019 2:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Seeking comment

Hi Tandra,
Commissioner Sean Morrison is calling for Kim Foxx to come before the Board of Commissioners next month to explain why she dropped the charges in the Jussie Smollett case. Do you have a response?

CHICAGO SUN-TIMES	<p>Rachel Hinton Staff Reporter</p> <p>p: 312-321-2186 e: rhinton@suntimes.com w: chicago.suntimes.com a: <u>30 N. Racine, Suite 300, Chicago, Illinois 60607</u></p> <div data-bbox="497 1130 609 1193"></div>
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From: Hope, Leah A. (WLS-TV) <Leah.A.Hope@abc.com>
Sent: Thursday, March 28, 2019 2:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Update

Yes. I understand that. Thanks!

> On Mar 28, 2019, at 2:16 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

>

> Hi Leah,

>

> Wanted to provide this to you. Thanks.

>

> Clarification:

> In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

>

> Tandra R. Simonton

> Chief Communications Officer

> Cook County State's Attorney's Office

> 312-603-1848 direct

> 312-603-3423 main

> email:tandra.simonton@cookcountyil.gov

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Thursday, March 28, 2019 2:20 PM
To: TANDRA SIMONTON (States Attorney)
Subject: TMZ Foxx/Smollett

Hi Tandra,

Wanted to run something by you to give your office a chance for comment before we publish. We got info that Kim Foxx and Jussie may be related, distant cousins. Please let me know if we can add anything from Kim.

Working tight deadline on this.

Best,



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 28, 2019 2:25 PM
To: Appleton, Brad (*IC)
Subject: Re: TMZ Foxx/Smollett

Your information is absolutely incorrect. She is not related to Mr. Smollett.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 2:20 PM, Appleton, Brad (*IC) <Brad.Appleton@tmz.com> wrote:

Hi Tandra,

Wanted to run something by you to give your office a chance for comment before we publish. We got info that Kim Foxx and Jussie may be related, distant cousins. Please let me know if we can add anything from Kim.

Working tight deadline on this.

Best,

<image001.jpg>

Brad Appleton

News Director

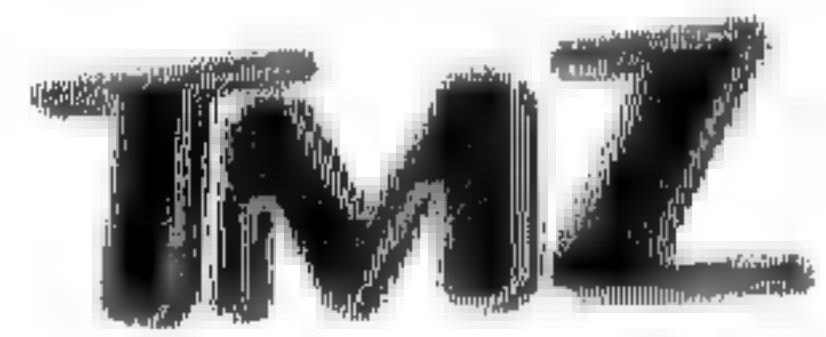
818-972-8046 (O)

818-967-8139 (M)

brad.appleton@tmz.com

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Thursday, March 28, 2019 2:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Foxx/Smollett

I appreciate the quick response, will relay this info.



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Thursday, March 28, 2019 12:25 PM
To: Appleton, Brad (*IC)
Subject: Re: TMZ Foxx/Smollett

[CAUTION]

This email originated outside Warner Bros.

Your information is absolutely incorrect. She is not related to Mr. Smollett.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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Best,

<image001.jpg>

Brad Appleton

News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 2:30 PM
To: Sidner, Sara
Subject: Update

I wanted to provide this to you. Thanks.

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 2:31 PM
To: Appleton, Brad (*IC)
Subject: Re: TMZ Foxx/Smollett

Thanks Brad

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Appleton, Brad (*IC) <Brad.Appleton@tmz.com>
Sent: Thursday, March 28, 2019 2:29 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: TMZ Foxx/Smollett

I appreciate the quick response, will relay this info.



Brad Appleton
News Director
818-972-8046 (O)
818-967-8139 (M)
brad.appleton@tmz.com

From: TANDRA SIMONTON (States Attorney) [<mailto:tandra.simonton@cookcountyil.gov>]
Sent: Thursday, March 28, 2019 12:25 PM
To: Appleton, Brad (*IC)
Subject: Re: TMZ Foxx/Smollett

[CAUTION]

This email originated outside Warner Bros.

Your information is absolutely incorrect. She is not related to Mr. Smollett.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office

312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 2:20 PM, Appleton, Brad (*IC) <Brad.Appleton@tmz.com> wrote:

Hi Tandra,

Wanted to run something by you to give your office a chance for comment before we publish. We got info that Kim Foxx and Jussie may be related, distant cousins. Please let me know if we can add anything from Kim.

Working tight deadline on this.

Best,

<image001.jpg>

Brad Appleton

News Director

818-972-8046 (O)

818-967-8139 (M)

brad.appleton@tmz.com

From: Sidner, Sara <Sara.Sidner@turner.com>
Sent: Thursday, March 28, 2019 2:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Update

OH. Thank you so much for this Tandra.
I am scrambling to make sure we get this information into our stories.

Please ask Ms. Foxx if she will consider doing an interview with me today or tomorrow. I know she is busy but have to ask. I know others have but I am here in Chicago again and hoping to talk with her even if briefly.

-Sara

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyl.gov>
Date: Thursday, March 28, 2019 at 3:30 PM
To: Sara Sidner <Sara.Sidner@turner.com>
Subject: Update

I wanted to provide this to you. Thanks.

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyl.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 3:08 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: A few outstanding questions re Smollett

Also – does the office have any comment on statements from the National District Attorneys Association and the Illinois Prosecutors Bar Association criticizing the CCSAO's handling of the case?

They are pretty direct in their criticism of many aspects of the case, including the recusal, the dropping of charges without admission of culpability on the defendant's part, and they say that any implication this was standard practice is misleading and incorrect.

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Crepeau, Megan
Sent: Thursday, March 28, 2019 1:27:46 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: A few outstanding questions re Smollett

Hi all - a few things I'm still looking for answers on -

- Will the case file be unsealed? Your office has indicated it was sealed by mistake, and that it would be remedied. Will there be any movement on that soon?

- What were the exact terms of the agreement reached with Jussie Smollett's attorneys? How many hours of community service did he have to do?

- When was that agreement reached?

Thanks -

Megan

Megan Crepeau
Reporter
Chicago Tribune

O: 312-222-3116
C: 312-522-4409

From: Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Sent: Thursday, March 28, 2019 3:23 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: Re: Unsealing Of Smollett Case

Corporation Counsel just referred me to your office to get a copy of the letter they sent to Smollett's attorney. Can you please email me a copy of the letter? Thank you. <https://chicago.suntimes.com/news/jussie-smollett-rahm-emanuel-investigation-costs-letter/>

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 3:06 PM
To: Schram, Jamie (*IC)
Subject: Re: Unsealing Of Smollett Case

Clarification:

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Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 11:53 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

Tandra, I spoke with a clerk who says they have not been ordered to unseal the disposition. Kim Foxx specifically said she would unseal the disposition during yesterday's interview. We need to be able to rely on the words of public officials. Please advise. Thank you.

Sent from my iPhone
On Mar 28, 2019, at 10:28 AM, TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov> wrote:

[CAUTION]
This email originated outside Warner Bros.

The Cook County Clerk of the Circuit Court is responsible for releasing public court documents and records. They can be reached by email at mediarequest@cookcountycourt.com or 313-603-5690.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

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<https://www.tmz.com/2019/03/27/kim-foxx-defends-dropping-case-against-jussie-smollett/>

good morning,

SA Kim Foxx said publicly she would unseal the resolution in the SMollett case.

Can you please tell me when that will happen and send me a copy of the resolution when it is indeed unsealed?

Thank you,

Jamie

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 3:30 PM
To: Schram, Jamie (*IC)
Cc: sao media (States Attorney)
Subject: Re: Unsealing Of Smollett Case

We would not have that information; contact Smollett's attorneys.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Schram, Jamie (*IC) <Jamie.Schram@tmz.com>
Sent: Thursday, March 28, 2019 3:22 PM
To: TANDRA SIMONTON (States Attorney)
Cc: sao media (States Attorney)
Subject: Re: Unsealing Of Smollett Case

Corporation Counsel just referred me to your office to get a copy of the letter they sent to Smollett's attorney. Can you please email me a copy of the letter? Thank you. <https://chicago.suntimes.com/news/jussie-smollett-rahm-emanuel-investigation-costs-letter/>

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 3:06 PM
To: Schram, Jamie (*IC)
Subject: Re: Unsealing Of Smollett Case

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email: tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 11:53 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

Tandra, I spoke with a clerk who says they have not been ordered to unseal the disposition. Kim Foxx specifically said she would unseal the disposition during yesterday's interview. We need to be able to rely on the words of public officials. Please advise. Thank you.

Sent from my iPhone

On Mar 28, 2019, at 10:28 AM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

[CAUTION]

This email originated outside Warner Bros.

The Cook County Clerk of the Circuit Court is responsible for releasing public court documents and records. They can be reached by email at mediarequest@cookcountycourt.com or 313-603-5690.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 9:21 AM, Schram, Jamie (*IC) <Jamie.Schram@tmz.com> wrote:

<https://www.tmz.com/2019/03/27/kim-foxx-defends-dropping-case-against-jussie-smollett/>

good morning,

SA Kim Foxx said publicly she would unseal the resolution in the SMollett case.

Can you please tell me when that will happen and send me a copy of the resolution when it is indeed unsealed?

Thank you,

Jamie

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 3:32 PM
To: Crepeau, Megan
Subject: Re: A few outstanding questions re Smollett

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton
Chief Communications Officer
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312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 1:27 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: A few outstanding questions re Smollett

Hi all - a few things I'm still looking for answers on -

- Will the case file be unsealed? Your office has indicated it was sealed by mistake, and that it would be remedied. Will there be any movement on that soon?

- What were the exact terms of the agreement reached with Jussie Smollett's attorneys? How many hours of community service did he have to do?

- When was that agreement reached?

Thanks -

Megan

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: sao media (States Attorney)
Sent: Thursday, March 28, 2019 3:35 PM
To: Ailworth, Erin; KIERA ELLIS (States Attorney)
Subject: Re: WSJ — unsealing the records?

For clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 12:29:19 PM
To: sao media (States Attorney); KIERA ELLIS (States Attorney)
Subject: WSJ -- unsealing the records?

Hi --

Yet another thing I need an answer on: CNN has repeatedly said the filing of the order to seal the Smollett case was a clerical error, according to the SAO and/or Kim Foxx, and that the SAO and/or Kim Foxx is asking for the records to be unsealed.

What has the SAO and/or Kim Foxx said on this topic? Thanks!

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: MARY CAROL ZIEGLER (States Attorney)
Sent: Thursday, March 28, 2019 3:48 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: VM

Collin Dwyer from NPR Radio called to confirm reports the City of Chicago is going to try to recoup \$130K from Jussie Smollett.

805.907.6763 or
cdwyer@npr.org

thanks

mc

Mary Carol Ziegler
Receptionist Executive Offices

Cook County State's Attorney
69 W. Washington, Suite 3200
Chicago, IL 60602
Phone: 312.603.1880

From: tandra.simonton@cookcountyil.gov
Sent: Thursday, March 28, 2019 3:52 PM
To: MARY CAROL ZIEGLER (States Attorney)
Cc: KIERA ELLIS (States Attorney)
Subject: Re: VM

Thanks- we have nothing to do with that. City of Chicago or Smollett's attorneys.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 3:48 PM, MARY CAROL ZIEGLER (States Attorney) <marycarol.ziegler@cookcountyil.gov> wrote:

Collin Dwyer from NPR Radio called to confirm reports the City of Chicago is going to try to recoup \$130K from Jussie Smollett.

805.907.6763 or
cdwyer@npr.org

thanks

mc

Mary Carol Ziegler
Receptionist Executive Offices

Cook County State's Attorney
69 W. Washington, Suite 3200
Chicago, IL 60602
Phone: 312.603.1880

From: MARY CAROL ZIEGLER (States Attorney)
Sent: Thursday, March 28, 2019 3:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: VM

Ok thanks

Mary Carol Ziegler
Receptionist Executive Offices

Cook County State's Attorney
69 W. Washington, Suite 3200
Chicago, IL 60602
Phone: 312.603.1880

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 3:52 PM
To: MARY CAROL ZIEGLER (States Attorney)
Cc: KIERA ELLIS (States Attorney)
Subject: Re: VM

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Tandra R. Simonton
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312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 28, 2019, at 3:48 PM, MARY CAROL ZIEGLER (States Attorney) <marycarol.ziegler@cookcountyil.gov> wrote:

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cdwyer@npr.org

thanks

mc

Mary Carol Ziegler
Receptionist Executive Offices

Cook County State's Attorney
69 W. Washington, Suite 3200

Chicago, IL 60602
Phone: 312.603.1880

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 4:17 PM
To: Sidner, Sara
Subject: Re: Update

Thanks Sara -

We appreciate the invitation but unfortunately, the State's Attorney is unavailable. If anything changes in the next few days I will let you know.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Sidner, Sara <Sara.Sidner@turner.com>
Sent: Thursday, March 28, 2019 2:54 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Update

OH. Thank you so much for this Tandra.
I am scrambling to make sure we get this information into our stories.

Please ask Ms. Foxx if she will consider doing an interview with me today or tomorrow. I know she is busy but have to ask. I know others have but I am here in Chicago again and hoping to talk with her even if briefly.

-Sara

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyil.gov>
Date: Thursday, March 28, 2019 at 3:30 PM
To: Sara Sidner <Sara.Sidner@turner.com>
Subject: Update

I wanted to provide this to you. Thanks.

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

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e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Thursday, March 28, 2019 4:37 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Deferred prosecution? RE: Smollett statement

Hello Tandra,

I was seeking a comment on the statement from the Illinois Prosecutors Bar Association that sharply criticized how the state's attorney office handled the Smollett case. And more generally, on its and other criticism that the process was way to secretive and may have violated ethical norms. Relatedly, have you issued or will you issue a statement regarding Trump's tweet on the case?

And I'd like to ask again _ per below _ if we could speak to Kim Foxx.

Thanks so much,

Michael



Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: Tarm, Michael
Sent: Wednesday, March 27, 2019 2:24 PM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>
Subject: RE: Deferred prosecution? RE: Smollett statement

Hello Tandra,

I understand Kim Foxx was going to sit down with some local papers, answering questions regarding the Smollett case. Any chance the AP could also speak with her today? Obviously, there is also broad national interest in this as well.

Appreciate it if you could let us know if this will be possible.

Thanks so much,

Michael



Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago

Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyl.gov>
Sent: Tuesday, March 26, 2019 2:50 PM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Deferred prosecution? RE: Smollett statement

Hi Michael -

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyl.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Tuesday, March 26, 2019 12:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deferred prosecution? RE: Smollett statement

Hi Tandra,

There is some discrepancy in what it is prosecutors did. The Sun-Times is saying that this was a "deferred prosecution." Isn't that wrong?

Defense says charges dropped and that there was no deal? Is that the case?

We just want to make sure we are accurate in how we report this.

Thanks so much,

Michael



Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago

Cell: (312) 203 8620

Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Sent: Tuesday, March 26, 2019 10:41 AM

To: Tarm, Michael <mtarm@ap.org>

Subject: Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

After reviewing all of the facts and circumstances of the case, including Mr. Smollett's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:39 AM, Tarm, Michael <mtarm@ap.org> wrote:

Hi Tandra, Can I possible get the statement from prosecutors on Smollett. Thanks! Michael

<image001.png>

Michael Tarm

AP Legal Affairs Writer

Federal Court Building

Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 21, 2019 10:09 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
email:tandra.simonton@cookcountyil.gov

On Mar 21, 2019, at 10:00 AM, Tarm, Michael <mtarm@ap.org> wrote:

Thanks again for getting back to me yesterday.
Question: Do you have the time for R. Kelly's hearing Friday?
Thanks much,
Michael

From: Tarm, Michael
Sent: Wednesday, March 20, 2019 5:20 PM
To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly / Comment

<image001.gif>

Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael

<image002.png>

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

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From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 4:37 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: A few outstanding questions re Smollett

So State's Attorney Foxx was mistaken when she said the court file was sealed as part of a misunderstanding and would soon be unsealed?

Also, still awaiting the answers to the two questions below, which I have been trying to clear up since Tuesday:

- What were the exact terms of the agreement reached with Jussie Smollett's attorneys? How many hours of community service did he have to do?
- When was that agreement reached?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 3:32:09 PM
To: Crepeau, Megan
Subject: Re: A few outstanding questions re Smollett

EXTERNAL SOURCE

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

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e-mail: tandra.simonton@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>

Sent: Thursday, March 28, 2019 1:27 PM

To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)

Subject: A few outstanding questions re Smollett

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Thanks -

Megan

Megan Crepeau

Reporter

Chicago Tribune

O: 312-222-3116

C: 312-522-4409

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 4:38 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: A few outstanding questions re Smollett

also - any comment on the statements from the National District Attorneys Association and the Illinois Prosecutors Bar Association?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Crepeau, Megan
Sent: Thursday, March 28, 2019 4:36:55 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: A few outstanding questions re Smollett

So State's Attorney Foxx was mistaken when she said the court file was sealed as part of a misunderstanding and would soon be unsealed?

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Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 4:55 PM
To: Tarm, Michael
Subject: Re: Deferred prosecution? RE: Smollett statement

Hi Michael,

We will send you a statement re: IPBA. Also, thanks for the opportunity for an interview, unfortunately the State's Attorney is unavailable. If anything changes and her schedule can accommodate, I will let you know.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Thursday, March 28, 2019 4:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Deferred prosecution? RE: Smollett statement

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And I'd like to ask again _ per below _ if we could speak to Kim Foxx.

Thanks so much,

Michael

AP

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: Tarm, Michael
Sent: Wednesday, March 27, 2019 2:24 PM
To: 'TANDRA SIMONTON (States Attorney)' <tandra.simonton@cookcountyil.gov>
Subject: RE: Deferred prosecution? RE: Smollett statement

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Michael

AP

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Sent: Tuesday, March 26, 2019 2:50 PM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Deferred prosecution? RE: Smollett statement

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Sent: Tuesday, March 26, 2019 12:16 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Deferred prosecution? RE: Smollett statement

Hi Tandra,

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Michael

AP

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From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Tuesday, March 26, 2019 10:41 AM
To: Tarm, Michael <mtarm@ap.org>
Subject: Re: Smollett statement

Statement from the Cook County State's Attorney's Office:

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email:tandra.simonton@cookcountyil.gov

On Mar 26, 2019, at 10:39 AM, Tarm, Michael <mtarm@ap.org> wrote:

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<image001.png>

Michael Tarm

AP Legal Affairs Writer
Federal Court Building
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Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Sent: Thursday, March 21, 2019 10:09 AM

To: Tarm, Michael <mtarm@ap.org>

Subject: Re: R. Kelly / Comment

9:45a

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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From: Tarm, Michael

Sent: Wednesday, March 20, 2019 5:20 PM

To: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>

Subject: Re: R. Kelly / Comment

Thanks, Tandra.

From: TANDRA SIMONTON (States Attorney)
<tandra.simonton@cookcountyil.gov>
Sent: Wednesday, March 20, 2019 5:13:53 PM
To: Tarm, Michael
Subject: Re: R. Kelly / Comment

Hi Michael,

We will respond to the motion at Friday's scheduled court hearing for this case. We have no further comment. Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Tarm, Michael <mtarm@ap.org>
Sent: Wednesday, March 20, 2019 3:56:48 PM
To: TANDRA SIMONTON (States Attorney)
Subject: R. Kelly / Comment

<image001.gif>

Hello Tandra,

I wonder if your office has a comment on today's defense filing in the R. Kelly case in which they request that the judge give him permission to travel to Dubai to give several concerts. The filing also questions the impartiality of Kim Foxx and suggests a motivation for the case was to boost her national profile.

If you do have a comment, could you let me know? And if not, please let me know that you will decline comment.

Thanks so much,

Michael

<image002.png>

Michael Tarm
AP Legal Affairs Writer
Federal Court Building
Chicago
Cell: (312) 203 8620
Court office: (312) 957 0395

Follow me on Twitter at www.twitter.com/mtarm

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this

communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

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From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 5:05 PM
To: JENNIFER BALLARD (States Attorney); ALYSON MILLER (States Attorney); JOSEPH MAGATS (States Attorney); KIERA ELLIS (States Attorney)
Subject: Fw: Seeking comment

FYI - Please review and advise. Has the SA done this before on other issues? Thanks.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Hinton, Rachel <rhinton@suntimes.com>
Sent: Thursday, March 28, 2019 2:18 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Seeking comment

Hi Tandra,
Commissioner Sean Morrison is calling for Kim Foxx to come before the Board of Commissioners next month to explain why she dropped the charges in the Jussie Smollett case. Do you have a response?

 	<p>Rachel Hinton Staff Reporter</p> <p>p: 312-321-2186 e: rhinton@suntimes.com w: chicago.suntimes.com a: 30 N. Racine, Suite 300, Chicago, Illinois 60607</p> 
--	---

From: JOSEPH MAGATS (States Attorney)
Sent: Thursday, March 28, 2019 5:06 PM
To: TANDRA SIMONTON (States Attorney); JENNIFER BALLARD (States Attorney); ALYSON MILLER (States Attorney); KIERA ELLIS (States Attorney)
Subject: RE: Seeking comment

Not that I am aware of.

Joe Magats
First Assistant State's Attorney
Cook County State's Attorney's Office
69 West Washington, 32nd Floor
Chicago, Illinois 60602
312-603-1824/1944
joseph.magats@cookcountyil.gov

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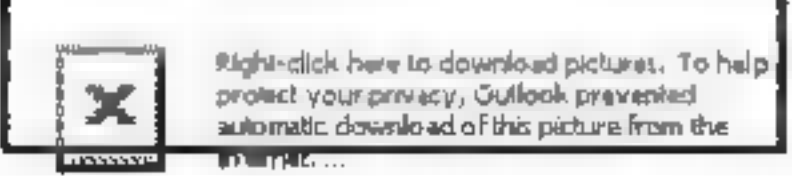
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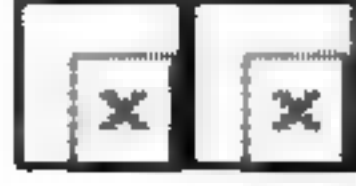
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**CHICAGO
SUN-TIMES**

Rachel Hinton
Staff Reporter



p: 312-321-2186
e: rhinton@suntimes.com
w: chicago.suntimes.com
a: 30 N. Racine, Suite 300, Chicago, Illinois 60607



From: JENNIFER.BALLARD@cookcountyil.gov
Sent: Thursday, March 28, 2019 5:20 PM
To: JOSEPH MAGATS (States Attorney)
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Subject: Re: Seeking comment

No she has not. Also, because she was recused, there is nothing more for her to say.

Sent from my iPhone

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From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 5:24 PM
To: JENNIFER BALLARD (States Attorney); JOSEPH MAGATS (States Attorney)
Cc: ALYSON MILLER (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: Seeking comment

Are you fine with us saying this to the press and that we have not yet received a formal request ? (we are confirming with engagement staff).

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
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Sent: Thursday, March 28, 2019 5:28 PM
To: TANDRA SIMONTON (States Attorney)
Cc: JOSEPH MAGATS (States Attorney); ALYSON MILLER (States Attorney); KIERA ELLIS (States Attorney)
Subject: Re: Seeking comment

Yes, I think that is an appropriate response if we have in fact not received anything formal from his office.

Sent from my iPhone

On Mar 28, 2019, at 5:24 PM, TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov> wrote:

Are you fine with us saying this to the press and that we have not yet received a formal request ? (we are confirming with engagement staff).

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--	---

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 5:36 PM
To: Crepeau, Megan
Subject: Re: A few outstanding questions re Smollett

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 4:36 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: A few outstanding questions re Smollett

So State's Attorney Foxx was mistaken when she said the court file was sealed as part of a misunderstanding and would soon be unsealed?

Also, still awaiting the answers to the two questions below, which I have been trying to clear up since Tuesday:

- What were the exact terms of the agreement reached with Jussie Smollett's attorneys? How many hours of community service did he have to do?
- When was that agreement reached?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 3:32:09 PM
To: Crepeau, Megan
Subject: Re: A few outstanding questions re Smollett

EXTERNAL SOURCE

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct

312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 1:27 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: A few outstanding questions re Smollett

Hi all - a few things I'm still looking for answers on -

- Will the case file be unsealed? Your office has indicated it was sealed by mistake, and that it would be remedied. Will there be any movement on that soon?

- What were the exact terms of the agreement reached with Jussie Smollett's attorneys? How many hours of community service did he have to do?

- When was that agreement reached?

Thanks -

Megan

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 5:38 PM
To: Crepeau, Megan; KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: A few outstanding questions re Smollett

For clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago.

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
312-603-3423 main
e-mail: tandra.simonton@cookcountyil.gov

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 1:27:46 PM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney); ROBERT FOLEY (States Attorney)
Subject: A few outstanding questions re Smollett

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Megan

Megan Crepeau

Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 5:44 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: A few outstanding questions re Smollett

OK, how many hours of community service did he have to do in exchange for dropping the charges? And when was that agreement reached?

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 5:38:27 PM
To: Crepeau, Megan; KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Subject: Re: A few outstanding questions re Smollett

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Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
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From: Crepeau, Megan <mcrepeau@chicagotribune.com>
Sent: Thursday, March 28, 2019 5:52 PM
To: TANDRA SIMONTON (States Attorney); KIERA ELLIS (States Attorney); ROBERT FOLEY (States Attorney)
Cc: Meisner, Jason
Subject: Tribune request for tomorrow

Hi all --

We are very much hoping you can make Risa Lanier and/or Joe Magats available to speak with us tomorrow. We're hearing some new information about the Smollett case, and we want to make sure we give your office a chance to answer questions and lay things out.

Thanks -

Megan and Jason

Megan Crepeau
Reporter
Chicago Tribune
O: 312-222-3116
C: 312-522-4409

From: sao media (States Attorney)
Sent: Thursday, March 28, 2019 5:52 PM
To: Ailworth, Erin; KIERA ELLIS (States Attorney); Joseph Barrett
Subject: Re: WSJ — Records request
Attachments: Open Data Case IDs and Case Participant IDs that were referred to Alternative Prosecution during Foxx Administration.csv

Attached is the list of offenders and cases referred for alternative prosecution under the Foxx administration. You can see more information and details about these cases using the attached document and the data on the open portal located here. <https://www.cookcountystatesattorney.org/caseleveldata>

Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 11:16:34 AM
To: sao media (States Attorney); KIERA ELLIS (States Attorney); Joseph Barrett
Subject: WSJ — Records request

Hi all --

I'd like to put in a request under public records laws for the list of 5,700-plus cases that the Cook County State's Attorney's Office has referred for alternative prosecution in the last two years. I am happy to pay any applicable fees for the records, but would first request an itemized estimate of the bill if it is over \$25.

For your reference, the statement I received from your office referencing those cases:

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Please include the applicable case information, including but not limited to the case number and party details, original charge(s), the alternative disposition and any applicable conditions.

If you need any other details from me to fulfill this request or have any questions, please let me know. All my contact info is below.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



case_id,case_participant_id
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From: TANDRA SIMONTON (States Attorney)
Sent: Thursday, March 28, 2019 5:56 PM
To: Hickey, Megan; KIERA ELLIS (States Attorney)
Subject: Re: CBS 2 Chicago - diverted or alternative prosecutions
Attachments: Open Data Case IDs and Case Participant IDs that were referred to Alternative Prosecution during Foxx Administration.csv

Attached is the list of offenders and cases referred for alternative prosecution under the Foxx administration. You can see more information and details about these cases using the attached document and the data on the open portal located here. <https://www.cookcountystatesattorney.org/caseleveldata>

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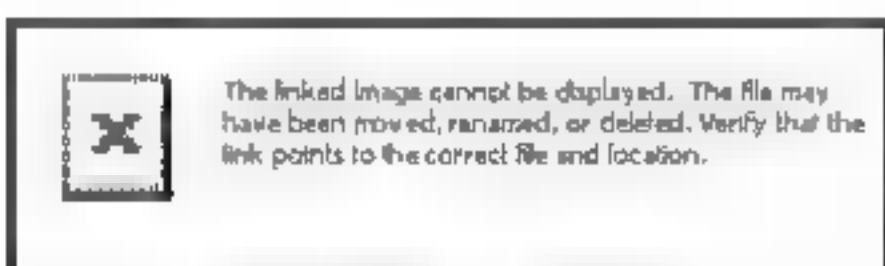
From: Hickey, Megan <mhhickey@cbs.com>
Sent: Thursday, March 28, 2019 11:15 AM
To: KIERA ELLIS (States Attorney); TANDRA SIMONTON (States Attorney)
Subject: CBS 2 Chicago - diverted or alternative prosecutions

Hi Kiera & Tandra,

Will your office be releasing any other examples of the 5700 diverted or alternative prosecutions today?

In the two examples sent yesterday did the defendants file motions for immediate sealing as Jussie Smollett did? Did both cases involve felony 4 charges?

Thanks,
Megan



Megan Hickey
WBBM-TV CHICAGO
Reporter

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From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 6:09 PM
To: sao media (States Attorney)
Cc: KIERA ELLIS (States Attorney); Joseph Barrett
Subject: Re: WSJ -- Records request

Many thanks!

* Please note my new Chicago contact info below.

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Twitter: @ailworth



On Thu, Mar 28, 2019 at 5:51 PM sao media (States Attorney) <sao.media@cookcountyil.gov> wrote:
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Cook County State's Attorney's Office
Communications Department
(312) 603-3423 phone
(312) 603-9692 fax
e-mail: SAO.MEDIA@cookcountyil.gov

From: Ailworth, Erin <erin.ailworth@wsj.com>
Sent: Thursday, March 28, 2019 11:16:34 AM
To: sao media (States Attorney); KIERA ELLIS (States Attorney); Joseph Barrett
Subject: WSJ -- Records request

Hi all --

I'd like to put in a request under public records laws for the list of 5,700-plus cases that the Cook County State's Attorney's Office has referred for alternative prosecution in the last two years. I am happy to pay any applicable fees for the records, but would first request an itemized estimate of the bill if it is over \$25.

For your reference, the statement I received from your office referencing those cases:

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett. The charges were dropped in return for Mr. Smollett's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

Please include the applicable case information, including but not limited to the case number and party details, original charge(s), the alternative disposition and any applicable conditions.

If you need any other details from me to fulfill this request or have any questions, please let me know. All my contact info is below.

-- Erin

* Please note my new Chicago contact info below.

Erin Ailworth
MIDWEST CORRESPONDENT



O: 312.750.4016 M: 312.316.9169
E: erin.ailworth@wsj.com
A: One South Wacker Drive | Chicago, IL 60606

Twitter: @ailworth



From: Weidner, Ross E. (WLS-TV) <Ross.E.Weidner@abc.com>
Sent: Thursday, March 28, 2019 6:21 PM
To: TANDRA SIMONTON (States Attorney)
Cc: Goudie, Chuck (WLS-TV); Tressel, Christine M. (WLS-TV)
Subject: RE: Data portal

Thank you for this, we're looking at the files and trying to square them with the alternative prosecution program. Just in looking at the first few on your list, there are cases on this list that are guilty pleas (174782130053, 175245190358) so how can the office claim that those were some kind of alternative prosecution?

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Thanks,
Ross

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Sent: Thursday, March 28, 2019 2:57 PM
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Grand Total	3614

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Please let me know so we're accurate here.

Thanks,
Ross

Ross Weidner
ABC7 Chicago, WLS-TV
Mobile: (312)590-1954
Office: (312)750-7591
<http://twitter.com/RossWeidner>

From: Sidner, Sara <Sara.Sidner@turner.com>
Sent: Thursday, March 28, 2019 6:27 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Update

Okay thank you Tandra. Let me know.

-Sara

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyl.gov>
Date: Thursday, March 28, 2019 at 5:17 PM
To: Sara Sidner <Sara.Sidner@turner.com>
Subject: Re: Update

Thanks Sara -

We appreciate the invitation but unfortunately, the State's Attorney is unavailable. If anything changes in the next few days I will let you know.

Tandra R. Simonton

Chief Communications Officer

Cook County State's Attorney's Office

312-603-1848 direct

312-603-3423 main

e-mail: tandra.simonton@cookcountyl.gov

From: Sidner, Sara <Sara.Sidner@turner.com>
Sent: Thursday, March 28, 2019 2:54 PM
To: TANDRA SIMONTON (States Attorney)
Subject: Re: Update

OH. Thank you so much for this Tandra.

I am scrambling to make sure we get this information into our stories.

Please ask Ms. Foxx if she will consider doing an interview with me today or tomorrow. I know she is busy but have to ask. I know others have but I am here in Chicago again and hoping to talk with her even if briefly.

-Sara

From: "TANDRA SIMONTON (States Attorney)" <tandra.simonton@cookcountyl.gov>

Date: Thursday, March 28, 2019 at 3:30 PM

To: Sara Sidner <Sara.Sidner@turner.com>

Subject: Update

I wanted to provide this to you. Thanks.

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.

Tandra R. Simonton

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Cc: Goudie, Chuck (WLS-TV); Tressel, Christine M. (WLS-TV)
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<image001.png>

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As to the file you sent me – what do you make of the guilty pleas etc included?

From: TANDRA SIMONTON (States Attorney) <tandra.simonton@cookcountyil.gov>
Sent: Thursday, March 28, 2019 6:27 PM
To: Weidner, Ross E. (WLS-TV) <Ross.E.Weidner@abc.com>
Cc: Goudie, Chuck (WLS-TV) <Chuck.Goudie@abc.com>; Tressel, Christine M. (WLS-TV) <Christine.M.Tressel@abc.com>
Subject: Re: Data portal

<image001.png>

Tandra R. Simonton
Chief Communications Officer
Cook County State's Attorney's Office
312-603-1848 direct
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Thank you for this, we're looking at the files and trying to square them with the alternative prosecution program. Just in looking at the first few on your list, there are cases on this list that are guilty pleas (174782130053, 175245190358) so how can the office claim that those were some kind of alternative prosecution?

As we asked for earlier today, it would be helpful for your office to provide us with even one case that was handled identically to the Smollett matter – multiple felony indictments dismissed while prosecutors publicly stated the person was guilty.

Thanks,
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Attached is the list of offenders and cases referred for alternative prosecution under the Foxx administration. You can see more information and details about these cases using the attached document and the data on the open portal located here. <https://www.cookcountystatesattorney.org/caseleveldata>

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From: Weidner, Ross E. (WLS-TV) <Ross.E.Weidner@abc.com>
Sent: Thursday, March 28, 2019 2:57 PM
To: TANDRA SIMONTON (States Attorney)
Subject: RE: Data portal

OK-- if you crunch Nolle Pros with those disposition reasons from when State's Attorney Foxx took office (December 1, 2016) to present it's 3614. Why is the office claiming 5700 in the last two years alone?

Row Labels	Count of CHARGE_DISPOSITION_REASON
DDPP Graduate	1517

Deferred Prosecution Program Completed	1115
DGS Graduation	812
Drug Court Graduate	120
Mental Health Graduate	26
Veteran's Court Graduate	24
(blank)	
Grand Total	3614

From: TANDRA SIMONTON (States Attorney)
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To: Weidner, Ross E. (WLS-TV) <Ross.E.Weidner@abc.com>
Subject: Re: Data portal

Here is a list of disposition reasons that are associated with
alternative prosecution:

DDPP Graduate
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I'm looking at your data portal
<https://datacatalog.cookcountyil.gov/Courts/Dispositions/apwk-dzx8>

Trying to make sure we're looking at the right Nolle Prosecution cases for our reporting on this. Which charge disposition **reasons** did your data team add up to get to 5700?
If you add Deferred Prosecution Program Completed and DDPP Graduate since 2017 it doesn't get anywhere near 5700.

Please let me know so we're accurate here.

Thanks,
Ross

Ross Weidner
ABC7 Chicago, WLS-TV
Mobile: (312)590-1954
Office: (312)750-7591
<http://twitter.com/RossWeidner>

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Thanks you too. Also I meant to respond earlier, the 3600 number you sent earlier is for the number of participants who have completed some form of alternative disposition and is not reflective of the total numbers of referrals.

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